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POSEY COUNTY, INDIANA

ORDER BOOK Bk.

CIR. COURT

1825 - 1829

Bk. BOOK C

February Term 1825. 1 day

At a circuit Court began and held at the Court house in the Town of Springfield in and for the County of Posey on Monday the 28th day of February 1825.

When present The Hon
James R E Goodlett P J
& Andrew Cavett &
Zacheriah Wade } A Js

The Sheriff returned in Court a panne of grand Jurors the following of whome appeard and took their Seats to Wit, Hiram Cahell, Timothy Downen, James Duckworth, James Black, Saml Aldridge, Charles Kimball, James Marrs, Paul Caselberry, Charles Purcell, William Nelson, John Saltzman, Aquilla Mathews, Michael Saltzman and Joseph Barrett fourteen Good and Lawfull men Who after being Sworn received their Charge from the Bench and retired to Consult of presentments.

1939921

Richard Daniel }
vs } Debt
Robert B Smith }

Now on this day came the plaintiff and the Defendant in his proper person and by agreement confessed Judgment in favor of the plaintiff for the Sum of fifty Dollars Debt together with Seven Dollars damage Making in the Whole the Sum of fifty Seven Dollars Therefore it is Considered by the Court that the plaintiff recover of the Defendant the Sum of fifty Seven Dollars Lawfull Money the Sum So as aforesaid confessed together with his cost And Charges by him about his Suit in this behalf expended and the Deft in mercy &c

February Term 1825 Ind

The State of Indiana
vs
John P. Lynn
This cause is continued untill the next term of this Court for an alias Capias

The Same
vs
Daniel Robenson
Now on this day came the Attorny prosecuting the pleas and the Defdt in the proper person and for plea saith that he is in no wise guilty in manner and form as he stands charged in the Indictment and for trial puts himself on the Country and the attorny prosecuting the pleas doth the like and thereupon came a jury to Wit Samuel Bow Thomas Murphy Alexander Hutter Nathaniel Merrit Edmund Harris Martin Cantwell John Welborn Joshua Ewins James Owens John Cook Urbin Mars and Nathan Calvin Twelve good and lawfull men who being Elected tried and Sworn to try the issue Joined do say We of the Jury find the Defendant not guilty as Hutter formerly Wherefore it is Considered by the Court that the Defdt be discharged and go hence without day and be in mercy &c

The Same
vs
John Stallings
Now On this day came the Attorny prosecuting the pleas and the Defendant in his proper person and for plea saith that he is in no wise gilty in manner and

February Term 1825 1 day

form as he stands charged in the Ind.t and for trial puts himself on the Country and the attorney prosecuting doth the like And thereupon came a jury to Wit Thomas Murphy Saml Row Alex Butler Nathanel Merit Edmind Morris Martin Cantwell John Welborn Joshua Cavins James Owens John Reed Robin Harris & Nathan Calvin Twelve good and lawfull men who being Elected tried and Sworn to try the issue Traverse do say We of the Jury find the Deft not guilty

A. Butler Foreman

Wherefore it is Concidered by the Court that the Deft be discharged and go thence without day and be in Mercy &c

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The State of Indiana
vs
Robt S Bailey

Ind.t 1813.

Now on this day came the attorney prosecuting the pleas and says he will no further prosecute the above Cause It is therefore Concidered that the Deft be discharge and go hence without day and be in Mercy &c

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The Same
vs
George Wilson

Ind.t 1813

Now on this day came the attorney prosecuting the pleas and says he will no further prosecute the above Cause Wherefore it is Concidered by the Court that the Deft be discharge and go hence without day and be in Mercy &c

1st February Term 1825 1 day

John B Stinson Appeals
vs Appeal
Stephania Garrison
On motion of the Deft by his attorney this cause is continued until the next term of this Court with an order for a Mandamus against the Justice of the peace returnable to the next Term of this Court to certify a more Complete transcript of the proceedings from his docket.

The State of Indiana
vs Ind.t 1823
Saml Cooper alias Black
This Cause is Continued until the next term of this Court for an alias Capias

The Same
vs Ind.t Affray
Montgomery Morris
Now on this day Came the attorney prosecuting the pleas and the Defendt in his proper person and for plea saith that he is in no wise guilty in manner and form as he Stands Charged in the Indt and for trial puts himself on the Country and the Attorney prosecuting doth the like and thereupon Came a Jury to Wit, Martin Cantwell Edmund Morris Nathaniel Merril, Alex Hutter, Thomas Murphy Saml Ross, Nathan Calvin Urbin Marrs, John Cook, James Owens Joshua Cavins & John Mcbane twelve good and lawfull men who being elected tried and sworn to try the issue Joined do say we of the Jury find the Defendt not guilty
Alex Hutter foreman

February Term 1825. 1 day

Wherefore it is concidered by the Court that the Defendant be discharge and go hence without day and be in mercy &c.

The State of Indiana
vs } Ind.t 8&13.
John Miller

Now at this time Came the attorny prosecuting the pleas and Says he will no further prosecute the above Cause Wherefore it is Concidered by the Court that the Defd be discharged and go hence without day and be in mercy &c

The Same
vs } Ind.t 8&13.
Samuel Cook

Now on this day Came the attorny prosecuting for Pltf and the Deft in his proper person and for his Saith that he is in no wise gilty in manner and form as he Stands Charged in the Ind.t and for trial puts himself on the Country and the attorny prosecuting doth the like and Thereupon Came a Jury to Wit Danl Cox Thomas Murphy Wm Hunter Nathaniel Merrit, Edmund Harris Martin Cantrell John Welborn Joshua Ewing James Ewing John Noel Nathan Calvin, and Robin Merrit twelve good and lawfull men who being elected tried and Sworn to try the issue traverse do Say we of the Jury find the Defendant gilty and assess his fine to fifty Cents Samuel Cook foreman.

Wherefore it is Concidered by the Court that the said his fine of fifty Cents to the State of Indiana to be rendered for the use of a public Seminary for the

February Term 1825 1 day

County of Posy together with costs of prosecution and the defendant in Mercy &c

The State of Indiana
vs } Ind.t for Retailing
William Elliott

Now on this day came the Atty prosecuting the pleas and says he will no further prosecute the above cause Wherefore it is Considered by the Court that the Deft be discharged and go hence without day and be in Mercy &c

The Same
vs } Ind.t Retailing
The Same

The Same Order as above

The Same
vs } Ind.t Misdhief
Thomas Elloway

Now on this day came the Attorney prosecuting the pleas and the Deft in his proper person and for plea Saith that he is in no wise guilty in manner and form as he Stands Charged in the Ind.t and for trial puts himself on the Country and the Atty prosecuting the pleas doth the like and thereupon Came a Jury to Wit, Saml Row, Martin Eastwell, Elt Butler, Thomas Murphy, Nathaniel Merritt John Welborn, Nathan Calvin, Urbin Marrs, Edmond Morris, John Noel, James Owens, and Joshua Cavins twelve good and lawfull men who being Elected tried and Sworn to try the issue Travers do say we of the Jury find the Deft guilty and assess

February Term 1825 . 1 day

his fine at three Dollars and imprison him Seven days

Danl Rowlorman

The Deft by his attorny moved for a rule against the Prosecuting attorney to Shew Cause why a new trial should not be granted,

The State of Indiana
vs } Ind.t Negligena
John Johnes

Now on this day Came the atty prosecuting the pleas and the deft in his proper person and for plea Saith that he is in no wise gilty in Manner and form as he Stands Charged in the Ind.t and for trial puts himself on the Country and the Atty prosecuting the pleas doth the like and thereupon Came a Jury to Wit, Joseph Price Daniel Owen John McGlodin James Moore Aaron Bacon Z. Harrison, Wm Todd, Felix Mills, Tho.s Scott Joseph Cully Joshua Robenson and Wm.l Thom Twelve good and lawfull men who being elected tried and Sworn to try the issue Joyery. retired to Consult of their Verdict,

The State of Indiana
vs } Ind.t Marrying Without Licence
Jonathan Robenson

Now on this day Came the attorney prosecuting the pleas and the Defendant in his proper person and plead gilty and threw himself on the Mercy of the Court Whereupon it is Considered by the Court that he be forever hereafter disqualified from Solemnizing Matrimony and pay the Cost of prosecution and be in Mercy &c

February Term 1825 1 day

William Hendricks governor of the State of Indiana to all Who Shall See these presents Greeting. Know ye that I do hereby in the name and by the authority of the State of Indiana Commision James R E Goodlett president Judge of the fourth Judicial Circuit within the State of Indiana for and during the Term of Seven years from and after the date hereof Should he so long behave Will -
In testimony Whereof I have hereunto set my hand and Caused to be affixed the Seal of the Seal of the said State of Indiana at Indianapolis the Twenty first day of January in the year of our Lord One thousand Eight hundred and twenty five the ninth of the State and of the independance of the United States the forty ninth
(L.S.) By the Governor William Hendricks
Wm J Wick Secretary of State

State of Indiana }
Dubois County } ss. Be it remembered that on this 16th February A.D. Eighteen hundred and ~~Eighteen~~ Twenty five James R E Goodlett appeard before me James Simon Morgan a Clerk of the Dubois Circuit Court and took an oath to support the Constitution of the United States and also that he would to the best of his ability and Judgment faithfully discharge the duties of his office as President Judge of the fourth Judicial Circuit of the State of Indiana, and that he has not Since the first day of January Eighteen hundred and Nineteen, either directly or indirectly, knowingly gave, excepted, or carried a Challenge to any person either in or out of this State to fight in Single Combat with any deadly Weapon

February Term 1825 1 day

and and that he will not knowingly give accept or carry a Challange to any person to fight with any deadly Weapon in Single Combat either in or out of this State during his Continuance in office Simon Morgan Clk

Ordered that Court adjourn untill to morrow morning nine oclock

J. R. Goodlet

Tuesday Morning 1st March 1825 Court met pursuant to adjournment present as yesterday

Andrew Mcfaddin
v
John Gill Jr

And now at this term came the said Mcfaddin by his Counsel and filed the opinion of the supreme Court reversing the Judgment in this cause at a former term of this Court which written Decision is ordered to be filed in the Papers of this cause and made a part of this present and Complete record — Marked (A) (and it is ordered that the awarding of execution on the said former decision be set aside & that all the writs of error in this Cause be made void, & that the said Mcfaddin recover his cost on the said former decision in this Court.

Whereupon the said Mcfaddin by A. Hodden his attorney upon affidavit filed moved the Court to grant him

10

February Term 1825 Do

to grant an attachment against Jesse
J. Milborne

J. J. Milborne
vs
Ashworth & Hamilton

Judges of Probate
vs
Lyon et al

Continued and Ordered to take Depositions generally

James Hughes
vs
Wright

And now at this time came the Parties and the aforesaid cause is dismissed at Plff cost

Therefore it is considered by the court that the Plff go hence and recover of the Plff his cost and charges by him about his Defence in this behalf expended and the Plff in mercy &c

The same
vs
Slander
Alexander Wright

And now at this time came the Plff by his

February Term 1835. 2 day

Attorney and dismissed the above cause
Therefore it is concidered by the Court that the Defr
recover of the Pltff his Cost and Charges by him
about his defence in this behalf expended and
the Pltff in Mercy &c

James Shlater
vs Slander
Wm Right

Now at this time came the Pltff by his atty and
dismissed the above Cause
Therefore it is concidered
by the Court that the Deft recover of the Pltff his Cost
and Charges by him about his defence in this
behalf expended and the Pltff in Mercy &c

The Same
vs Slander
Rogana Right

Now on this day came the Pltff by his attorne and
dismissed the above Cause Therefore it is Concid-
-ered by the Court that the Deft recover of the
Pltff his Cost and Charges by him about his Defence
in this behalf expended and the Pltff in Mercy &c

The State of Indiana
vs Ind. Affd.
Daniel Owen

Now on this day came the attorney prosecuting the pleas
and the Deft in his proper person and [illegible] might
plead gilty and threw himself on the Mercy of the Court
Wherefore it is Concidered by the Court that he make his
fine of Two Dollars to the State of Indiana & is

February Term 1835 3 day

rendered for the use of a public Seminary for the County of Posey together with Cost of prosecution and the Deft in Mercy &c

The State of Indiana
vs
Daniel Owen
Indt. Affd.

Now on this day Came the attorney Prosecuting the pleas and the Deft in his Proper Person and plead gilty and threw himself on the Mercy of the Court Wherefore it is Concidered by the Court that he make his fine of two Dollars to the State of Indiana to be rendered for the use of a public Semin-ary for the County of Posey together with Cost of Prosecution and the Deft in Mercy &c -
John McFadin Came into open Court and acknow-ledged himself Security for Daniel Owen for the replevy of the two foregoing Judgts according to law

The Same
vs
The Same
Indt. Affd.

Now on this day Came the attorney prosecuting the pleas and says he will no further prosecute the above Cause Wherefore it is Concidered by the Court that the Deft be discharged and go hence without day and be in Mercy &c.

Owen Riley
vs
John McFadin
T. C.

Now on this day Came the parties by their attorneys and Submitted the above Cause to the Court and after

February Term 1835 2 day

hearing the Testamony It is Concidered by the Court that that the plaintiff recover of the Defendant the Sum of thirty three Dollars lawfull mony with interest thereon at the rate of Six Percent per Annum until paid together with his Cost and Charges by him about his Suit in this behalf expended and the Defft in Mercy &c —

Jesse V. Mallom proves Six days attendance as witness

The State of Indiana
vs
John Lehman } Indt. Negligence as Sailer

The Jury who retired on yesterday to Concider of their verdict came into Court and returned the following verdict to wit, We of the Jury find the Defft not guilty Wm. D. Green foreman, Wherefore it is Concidered by the Court that the Defft be discharged and go hence without day and be in Mercy &c.

John & James McCrery
vs
Abraham Sanders } In Chancery

Now on this day came the Pltffs by their attorney and it appearing to the Satisfaction of the Court that the Defft is not an inhabitant of this State Wherefore it is concidered by the Court that the pendancy of this Suit be published in the Evansville gazette four weeks Successively and that unless the Defft appear hear on the first day of the next Circuit Court to be holden on the fourth Monday of August next and answer unto the Pltffs bill the matters and things therein contained will be taken as Confessed and a decree entered accordingly

February Term 1825 2 day

John M. R. Delany adm.
vs
Hoover
Aaron Bacon
On motion this cause is continued until the next term of this court with leave to take Depositions generally

The State of Indiana
vs
Indt Bigamy
Joseph Spalding
This cause is continued until the next term of this Court On the affidavit of the Deft.

The Same
vs
Indt Negligence
The Same
Now on this day came the Atty prosecuting the pleas and says he will no further prosecute the above cause therefore it is considered that the Deft be discharged and go hence without day and be in mercy &c.

The Same
vs
Indt Betting
Felix Mills
On Motion this cause is continued until the next term of this court and the Deft Felix Mills came into Court and acknowledged himself indebted to the State of Indiana in the Sum of One hundred Dollars and Simeon Moore in the Sum of fifty Dollars to be levied on their respective goods and Chattles lands and Tenements if default be made in the following condition to Wit That Felix Mills Shal appear hear on the first day of the next Term of this Court and answer unto an Indictment found against him by the grand Jury for

February Term 1825 2 day.

Betting and not depart the Court without leave then this recognizance to be void else to remain in full force and virtue in Law

Ordered that an attachment do issue against Nelson Vetteltow returnable to the next term of this Court for not attending as a witness in the above cause

Now on this day came in open Court James Duckworth and Felix Mills and acknowledged them indebted to the State of Indiana James Duckworth in the sum of One hundred Dollars and Felix Mills in the sum of fifty Dollars to be levied on their respective goods and Chattles lands and tenements if default be made in the condition following to Wit. That the said James Duckworth shall appear here on the first day of the next Circuit Court and answer unto an Indictment found against him by the grand jury for an Assault and battery and not depart the Court without leave then this recognizance to be void else to remain in full force and virtue

The State of Indiana
vs
Benjamin Coats
Indt. A&B

Now on this day came the attorney prosecuting the pleas of the Defendant in his proper person and plead guilty and threw himself on the Mercy of the Court Wherefore it is Considered by the Court that he make his fine of two Dollars to the State of Indiana to be rendered for the use of a public Seminary for this County of Posey together with Cost of prosecution and that Capt in Mercy &c.

February Term 1825 D day

The State of Indiana
vs
Frances Ashworth
} Ind. Act 43

Now on this day came the attorney prosecuting the pleas & says he will no further prosecute the above cause It is therefore Concidered by the Court that the Deft be discharged and go hence with out day and be in mercy &c.

The Same
vs
John Dewan
} Ind. Act 43

Now on this day came the atty prosecuting the pleas & the deft in his proper person and for plea saith that that he is in no wise gilty in manner and form as he stands charged in the Ind. and for trial puts himself On the Cantry and the attorny prosecuting the pleas doth the like and thereupon came a Jury to Wit, Alx Walker Martin Cantrell Natl Merit, Edm. Norris Thos Murphy Joshua Cavins Sam. Row John Noel James Owens John Milborn Nathan Calvin and Urbin Mars Twelve good and lawfull Men who being elected tried and Sworn to try the issue travers do say we of the Jury find the Deft gilty and assess his fine at Seventeen cents

Saml Cowgorman

Wherefore it is concidered by the Court that the Deft make his fine of Seventy five cents to the State of Indiana to be rendred for the use of a public Seminary for the County of Perry together with cost of Prosecuting and the Deft in Mercy &c,

February Term 1825 2 days

Thomas Levitt by his guardian
vs
John Richard
} Slander

On motion this cause is continued until the next term of the Court On the affidavit of the Deft leave for the plff to amend his declaration

The State
vs
Lewis B Kinchelo
} Trespass A & B.

The State
vs
Lewis B Kinchelo
} Same order as above

The State of Indiana
vs
Lewis B Kinchelo
} Ind[t] obstructing legal process

Now on this day came the attorney prosecuting the pleas and the Deft in his proper person and for plea saith that he is in no wise guilty in manner and form as the State charged in the Indictment and for trial puts himself on the Country and the attorney prosecuting the pleas doth the like and thereupon came a Jury to wit Thomas Murphy Martin Cantwell Edmund Norris John Welborn Joshua Cavins Alexander Carter John Noel James Owens, Nathaniel Merrill Samuel Row Nathan Calvin Reuben Marr Lucius good and lawful men who being elected tried and sworn to try the issue traverse do say we of the Jury find the Deft guilty and assess his fine at one hundred Dollars Samuel Rowsorman

The Deft by his atty moved the Court for a rule against the prosecuting to shew cause why a new trial should not be granted

February Term 1825 2 day

The State of Indiana
vs
Ind. Man Stealing
John Stallings
This Cause is Continued until the next term of this Court with order for an Attachment against Nelson Stallion for Contempt

And Now at this time Came into open Court John Stallings and Moses Stallings and acknowledged them selves to to owe and be indebted to the State of Indiana John Stalling in the sum of one thousand Dollars and Moses Stallings in the sum of five hundred Dollars to be levied on their respective goods and Chattles lands and tenements if default be made in the Condition following to Wit, The Condition of this recognance is such that if the above named John Stallings shall appear at the Court house in the town of Springfield On the first day of the next term of this Court and answer unto an Indictment found against him by the grand Jury for Man Stealing and abide by and perform the Sentance and decree of the said Court and not depart the Court without leave from this recognance to be void else to remain in full force and virtue in law—

Charles Jones appeals
vs
Thomas Hargrave
Now on this day Came the appealant by his atty and dismissed the appeal Whereupon it is Considered by the Court that the plff recover—

February Term 1825 3 day

of the Defts his Cost and Charges by him about his Suit in this behalf expended and the Defts in Mercy &c

The State of Indiana
vs
Lewis B Vincelas
Bond & Recognizance

Now on this day came the atty prosecuting the Pleas and the defts in his proper person and for plea saith that he is in no wise guilty in manner and form as he stands charged in the Indt and for trial puts himself on the Country and the attorney prosecuting doth the like and thereupon Came a Jury to Wit Wm Todd John Eldridge Archer Robinson Thos Leavitt Jas Murphy Joseph Price, Joseph Cully Felix Mills James Sulator Isaac Rogers Wm R Freeland Peter Hanby men Twelve good and lawfull men who being elected tried and Sworn to try the issue Joined do say We of the Jury find the Deft guilty and assess his fine to two Dollars Wm R Freeland Wherefore on Motion it is Concidered by the Court that he make his fine of two Dollars to the State of Indiana to be rendered for the use of a public Seminary for the County of Posey together with Costs of prosecution and the Defts in Mercy &c

Now on this day came into open Court Jesse Hopson and acknowledged himself to be indebted to the State of Indiana in the Sum of fifty Dollars to be levied on his respective goods and Chattels lands and tenements if default be made in the condition

February Term 1825 2 day

following to wit. that he the said Jesse Copson shall appear here on the first day of the next term of this Court and give evidence on behalf of the State of Indiana against Stephen L Bracelle Collins and not depart the Court without leave then this recognance to be void else to remain in full force and virtue in law

The State of Indiana
vs } Indt for Betting
Lewis B Kinchelas

On motion this Cause is continued until the next Term of this Court And Lewis B Kinchelas and John Graday came into Court and acknowledged themselves to owe the State of Indiana Lewis B Kinchelas the sum of One hundred dollars and John Graddy the sum of fifty dollars to be levied on their respective goods and Chattles Lands and tenements if default be made in the condition following to wit that Lewis B Kinchelas shall appear here on the first day of the next term of this Court and Answer unto an Indictment against him for betting and abide by and perform the Sentance and decree of the said Court and not depart the Court without leaf then this recognance to be void else to remain in full force and virtue in law

Jacob Wolfangle
vs } Case
C Wolfangle

The matters and things in the above petition being considered it is ordered and decreed by this Court that the said Petitioner be divorced

February Term 1835 2 day

from his said wife in as full and ample a manner as tho the contract of marriage had never been solemnized between them

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The state of Indiana
vs
Jas Stallings } Bastardy

And now at this time came the attorney prosecuting and the jury [illegible] three times solemnly called came not. Whereupon Jas Stallings his recognizance was three times solemnly called and warned to bring in the Body of his principal and save his recognizance which failing to be done it is ordered by the court here that said recognizance be forfeited and that a scire facias do issue against the said parties to shew cause on the fourth day of the next term of this court why execution shall not issue

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The same
vs
R Cartright } Ind. AB

The same order and proceedings as above

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The Marquess
vs
Stephen & Isaac McCullum

This cause is continued on affidavit of defendants

February Term 1825 3 day

The State of Indiana
vs } In Mat
Tho. Manier

It is ordered by the court that the motion and rule on yesterday for a new trial in this cause be made absolute —

James Self
vs } Petition for Divorce
Wm. Self

The matters and things being considered by the court it is ordered and decreed by the court here now that this petitioner be and she is hereby Divorced from her said Husband and the Bonds of matrimony heretofore subsisting be dissolved and that defts pay the cost — &c

Thomas Martin
vs } Ejectment
Dann Lynn

On Motion this cause is dismissed at the plffs cost Therefore it is considered by the court that the Deft recover of the plff his cost and Charges by him about his defence in this behalf expended and the plff in mercy &c

Eleonar Webster
vs } In Chancery
Joseph Robinson & Carter Beeman

On Motion this Cause is Continued until the next Term of this Court

February Term 1825 2 day

Andrew M'Fadin
vs
Owen Riley
In Chancery

On Motion this Cause is Continued until the next term of this Court with leave to take Depositions generally

Miner ya Wilson
vs
John Wilson
Petition for divorce

The Matters and things being Concidered by the Court It is ordered and decreed by the Court that the petitioner be and she is hereby Divorced from him said husband and the Bands of Matrimony heretofore Subsisting be dissolved and that the Deft pay the Costs &c

Wilson Meisert
vs
George Rapp
Habeas Corpus

On Motion this Cause is dismissed at the plffs Cost therefore it is Concidered by the Court that the Deft recover of the plff his Cost and Charges by him about his defence in this behalf expended and the plff in Mercy &c

Samuel Toney
vs
Allen Rudolph
Domicile Attachment

Now on this day Came the plff by his attorney and the Defendant being three times Solemnly Called Came not but made default Therefore it

February Term 1825 2 day

is Conciderd by the Court that the pltff recover of the Deft the Sum of One hundred and Seventeen Dollars debt with nineteen Dollars thirty and a half Cents debt & damages making in the Whole the Sum of One hundred and thirty Six Dollars thirty and a half Cents lawfull money with Interest thereon at the rate of Six pr Cent per annum until paid together with his Cost and Charges by him about his suit in this behalf expended and the Deft in Mercy &c And that the property hereby attached to Sold in Satisfaction of this Judgt

Hannah Randolph
Ca
James Riley

Now on this day came the pltff by his atty and dismissed the above cause Therefore it is conciderd that the Deft recover of the pltff his cost and Charges by him about his defence in this behalf expended and the pltff in Mercy &c

The Same
Sus
Replevin

The Same
Same Order and Judgt as above

February Term 1825 9 day

Sefus G Wilson
vs
Christopher Ashworth & John Hamilton Executors of Edmund Ashworth dec'd } Debt

Now on this day came the plff by his atty and the Deft being three times solomly called came not Wherefore it is consid=ered by the Court that the plff recover of the Deft Christopher Ashworth & Hamilton Executor as aforesaid the Sum of fifty three Dollars Eighty five cents debt with seven Dollars fifty three Cents damage making in the whole the Sum of sixty one Dollar thirty eight Cents Lawful money with interest thereon at the rate of six percent per annum until paid together with his cost and Charges by him about his suit in this behalf expended and the Deft in Mercy &c Francis Ashworth came into Court and acknowledged himself Security for the above named Christopher Ashworth for the replevy of the foregoing Judgmt according to law

The State of Indiana
vs
James Stallings } Misdemeanor

Now at this time came the attorney prosecuting and the Defendant being three times solomly called came not Whereupon Enoch Stallings his recognitor was three times solomly called and warned to bring in the body of his principal and save his recognance which failing to done It is therefore considered by the Court that the State of Indiana recover of James Stallings the Sum of four hundred Dollars and also that the said State of Indiana recover of Enoch Stallings the Sum of Two hundred Dollars Lawful money the amount of

February Term 1825 . 9 day

there recognances entered into at the last term of this Court for the appearance of James Stallings at this term of the Court to answer unto a Charge of Basterdy exibited against him by Elizabeth Myers and that a Scire facias do issue returnable to the next term of this Court against the said James Stallings and Wright Stallings to Show cause why execution should not be issued on this Judgt

The State of Indiana
vs } Ind. A.&B. 1939921
Reddick Cartwright

Now on this day came the attorny prosecuting the pleas and the Defts being three times Solomly Called came not whereupon Elias Ellzey his securitor was three times Solomly Called and warned to bring in his principal which failing to be done It is Considered by the Court that the State of Indiana recover of Reddick Cartwright the sum of two hundred Dollars and also that the said State of Indiana recover of the said Elias Ellzey the Sum of One hundred Dollars Lawfull money the Amount of their recognance entered into at the last term of this Court for the appearance of Reddick Cartwright at this term of the Court to answer unto an Indictment found against him by the grand Jury for an assault and Battery. And that a Scire facias do issue returnable to the next term of this Court against the said Reddick Cartwright and Elias Ellzey to Shew cause why execution should not issue on this Judgment.

February Term 1825 3 day

Ordered that Court adjourn until tomorrow Morning 9 Oclock

J R Goodlet

Wednesday 2nd day of March A.D. 1825 Court met pursuant to adjournment present as yesterday

Saml. Hall et als admrs of Wm Prince Dec'd
vs
Thomas Miller } Debt

Now on this day came the pltf and Deft and submitted the above cause to the Court. Wherefore it is considered by the Court that the Deft recover of the pltfs his cost and charges by him about his defence in this behalf expended and the pltfs in mercy &c.

The State of Indiana
vs
Nancy Hays } Ind. & Adultery

Now on this day came the attorney prosecuting for the State and the Deft in his proper person and for plea saith that She is in no wise gilty in manner and form as She Stands charged in the Ind. and for trial puts him self on the Country and the atty prosecuting doth the like and thereupon came a Jury to wit, Joshua Calvin James Lewis Wm Todd Nathan Calvin Alexander Butler Saml Row James Moore John Milborn Nath. Merril Thomas Murphy Martin Cantrell and Edmd Morris Twelve good and lawfull men who

February Term 1825 3 day

being elected tried and Sworn to try the issue Joined
do Say we of the Jury find the Defendant gilty and
adjudge him to be imprisoned five minuts
Saml Rose foreman
Wherefore it is concidered by the Court that She
be imprisoned in the Common Jail of Posey County
five Minuts and pay the Cost of prosecution
and be in Mercy &c

Now on this day came in open Court Thomas
Morris George Ramsey and Horatia Haynes and
acknowledged them Selves to be indebted to the State
of Indiana Thomas Morris in the Sum of One
hundred Dollars and George Ramsey and
Horatia Haynes Jointly in the Sum of fifty
Dollars to be levied on their respective goods and
Chattles Lands and tenements of Default be made
in the Condition following Condition to Wit
That the Said Thomas Morris does appear here
on the first day of the next term of this Court
and answer unto an Indictment found against
him by the grand Jury for Malicious Mischief
and abide by and Perform the Sentence and
decree of the Said Court and not depart with-
out leave then this recognizance to be void
else to remain in full power & Virtue in law

February Term 1825 3 day

The State of Indiana
vs } Indt. Adultry
Wm. A. David

Now on this day came the attorney prosecuting the pleas and the Deft in his proper person and for plea Saith that he is in no wise gilty in manner and form as he Stands Charged in the Indt and for trial puts himself on the Country and the atty prosecuting the pleas doth the like and thereupon Came a Jury to Wit, Felix Mills Abr. Skinner Wm Boges Thos Levit Archer Robenson Aaron Bacon Jas McFadin James Robb David Moore John Cree Robt Todd and Joseph Cully Twelve good and lawfull men who being Elected tried and Sworn do Say we of the Jury find the Defendant gilty and assess his fine to ten Dollars Aaron Bacon foreman Wherefore on motion it is Concidered by the Court that he make his fine of Ten Dollars to the State of Indiana to be rendered for the use of a public Seminary for the County of Posy together with Cost of prosecution and the Deft in Mercy &c.

John Nothingham
vs } Covenant
Charles Purcell

Now on this day Came the Plff by his atty and the Deft being three times Solomly called Came not but made default Wherefore it is Concidered by the Court that Judgment go against the Deft and that a Jury of inquary be called to inquire into the damages Whereupon on motion there Came a Jury to Wit Aaron Bacon &c.

February Term 1825. 3 day

Roger James Robt Mx Hinson Archer Robinson
Joseph Eddy James McGhahin Robt Todd Thomas
Levit John Creek David Moore Felix Mills
Twelve good and lawfull men who being elected
Tried and Sworn to ~~xx the issue~~ enquire into
the damage do say five of the Jury assess the
damage of the Plff to Five hundred and
Twenty Dollars Sixty two and a half Cents
James Robt foreman

Wherefore on Motion it is concidered by the Court
that the Plff recover of the Deft the Sum of
Five hundred and twenty Dollars Sixty two and
a half cents the Sum so as aforesaid assessed by the
Jury lawfull money with Interest thereon at
the rate of six per centum per annum until
paid together with his Cost and Charges by
him about his Suit in this behalf expended and
the Deft in mercy &c

Turner Melton, John Crunk Joshua Wade and
John Graddy each proved two days attendance as
Witness in the above Cause

Andrew Saltzman & Wife
vs
Michael Saltzman & Wife } Slander

This Cause is Dismissed at the Plffs Cost

Jesse J Welborn
vs
Isaac Richd Barter } Appeal

On Motion this Cause is Continued until the
next term of this Court

February Term 1835 3 day

Nancy Hay
vs } P. Divorce
George Hay

Now on this day came the plff in her atty and dismissed the above cause whereupon it is Considered by the Court that the Defft recover of the plff his cost and charges by him about his Defence in this behalf expended and the plff in mercy &c

The Grand Jury came into Court and returned the following Indictments to wit -

The State of Indiana
vs } Indt Larceny
Ephraim Ingfield

The same
vs } Indt Larceny
The same

The same
vs } Indt do
Stephen McCollum

And made a report of the Jail and having no further business were discharged

Pepe & Wallom appelant
vs } Appeal
Darius Storth

Now on this day came the parties by their attorney and the Defft by his atty moved the Court to dismiss the Appeal which motion was sustained by the Court therefore it is Considered by the Court

February Term 1825 3 day

that the Defts recover of the plff his cost and Charges by him about his Defence in this behalf expended and the plff in Mercy &c

Oren Williams appeals
vs
Wm Fenny packer
On Motion this Cause is Continued untill the next term of this Court.

The State of Indiana
vs
Lewis B Kinchelow
The Motion on yesterday for a new trial being argued was over ruled by the Court Whereupon it is Considered by the Court that the Defdt make his fine of One hundred Dollars to the State of Indiana to be rendred for the use of a public Seminary for the County of Posey together with Cost of prosecution and the Defdt in Mercy &c

Reddick Cartwright
vs
Saml Cartwright
On Motion this Cause is Continued untill the next term of this Court,

Hugh Todd
vs
Jesse Wilborn
On Motion this Cause is Continued untill the next term of this Court

February Term 1825 3 day

James Bott appeal
vs
Thomas Levitt } Appeal

This Cause The parties appeard by their attorneys and submitted the above Cause to the Court Wherefore it is Concidered by the Court that the plff recover of the Deft the Sum of One Dollar and fifty Cents lawful Money together with his cost and Charges by him about his suit in this behalf expended and the Deft in Mercy &c

Wm A David
vs
Mary David } Divorce

This Cause is Dismiss at the plffs cost

Susana Elage
vs
John Elage } Divorce

Now on this day Came the plff by his atty and it appearing to the Satisfaction of the Court that the Deft is not an inhabitant of this State Therefore it is Concedind by the Court that the pendancy of this suit be published in the Illinois Intelligencer four weeks Successively and that unless the Deft appear at the Court house in the Town of Springfield on the first day of the next Term of this Court & and answer the Complainants bill the Court will proceed to Concider the same in his absence

February Session 1825 3 days

Jesse Wilson appeals
vs
Nathan Ashworth
Appeal

This day Came the plff and Deft and Submitted the above Cause to the Court Wherupon it is Concidered by the Court that the Judgment of the Justice of the peace be reversed and that the Deft recover of the plff his Cost and Charges by him about his defence in this behalf expended and the plff in Mercy &c and that the plff have Leave to withdraw his account from the Clerks office

Now on this day Samuel Aldridge Exor of the estate of Jacob Rivett Deceased filed in Court the receipts of John Wilson & Phillip Smeed Gardeans for Two of the heirs of the said Jacob Rivett for the sum of One hundred and Sixty nine Dollars Ninety Cents which now Leaves the said Adm in arrears with the said estate the sum of three hundred and thirty Eight Dollars 6¼ Cents

Ordered that Thomas Hargrave be appointed gardean for Seth Hargrave Sarah Hargrave Emmelia Hargrave and James Hargrave infant heirs of Seth Hargrave Dec'd who thereupon Entered into bond with Security which was approved of by the Court

February Term 1825. 9 day

Robinson & Nth
vs
The Heirs of Seth Hargrave Dec'd
Scire facias

Now on this day Came the plffs by their atty and Thomas Hargrave who is guardian for Seth Emmelia & Sarah James Hargrave three of the infant heirs of the said Dec'd and atty in fact for Nancy Stewart One of the heirs of said Dec'd Came into Court and acknowledged the Service of the Scire facias and it appearing from the return of the Sheriff that the Ballance of the heirs of the said Dec'd except Phillip Hargrave had been duely Served with the Scire facias, Therefore it is Considered by the Court that Plffs have their execution against the Defts Lands and tenements of the said Dec'd for the sum of four hundred and Eighty One Dollars forty Seven and a half Cents with interest thereon from the 28th day of March 1822 at the rate of Six per Cent per annum until paid together with their Cost and Charges by them about their Suit in this behalf expended and the Defts in mercy &c

Ordered that Court adjourn until to morrow morning 9 o'clock, D. Goodlett

February Term 1825

Thursday 3rd March 1825. Court met pursuant to adjournment present The Hon James Woodlett P.J & Andrew Cavett & al

Jesse W. Welborn appealle
vs
Nathan Ashworth
} Appeal

The Judgt entered on yesterday in the above cause being reconsidered by the Court The Court takes further time to advise and continue the above cause until the next term of this Court

Reddick Cartwright
vs
Saml Cartwright
} D. Attachment.

This day Mr Rogers One of the Garnishees in this cause came into Court and after the Court having examined him on oath he was discharged

Now on this day came in open Court Ady Murphy a Minor heir of Saml Murphy Decd and chose Thomas Murphy for his gardian it is ordered by the Court that he file his bond in the Clerks office in the sum of one hundred Dollars with approved Security and be qualified according to law

Thomas Levit by his gardian
vs
John Reichard
} Slander

The Same
vs
The Same
} Trespass A&B

On the affidavit and petition of John Reichard

February Session 1825 Friday

It is ordered that a Commission do issue to take the deposition of R. L. Baker to be read in evidence in the above Causes in case he should not be able to attend and on motion it is ordered that the Pltff and Defts have leave to take Depositions Generally.

This day James Alexander Admr of the estate of Wm Robenson Decd filed the Sale Bill of said estate amounting to thirty Seven Dollars

Now on this day John Dunbarr and Sarah Hinman Admrs of the estate of Alexander Wilson Decd filed in Court vouchers which were admitted by the Court to the Amount of $62. 01. Which now leave the said Admrs in arrears with the said estate the Sum of $134 99¾

Now on this day David Moore Admr of the estate of James Moore Decd filed in Court receipts for money which had been paid by him. Which was admitted by the Court to the Amount of $42 56¼

Now on this day Nathan Ashworth Executor of the Estate of John Ashworth Sen Deceased filed a further Sale Bill of said estate to the Amount of $62. 85

Now on this day Nathan Ashworth Admr of the estate of Nathan Clark Decd filed in Court receipts with an account for his service which was admitted by the Court to the Amt of $26.50

February Ct. 1825 Friday

Ordered that James Calvin be appointed guardian for Lethe Stroud a Minor heir of John Stroud Deceased who thereupon Entered into bond in the Sum of $1200 with approved Security and was qualified into office

The Clerk laid before the Court the Bond of Saml Kennedy for his administration of the estate of J. J. Pettillon which was approved of by the Court Also the Bond of Parson Aldridge and Isaac Aldridge for their administration of the estate of Ezekiel Aldridge Dec'd which bond was approved of by the Court and their appointment as adm'rs Confirmed

Daniel Cowin Adm'r of the estate of H. Hutchings Deceased filed his inventory of the appraisment of said Estate amounting to Six hundred and Sixty one Dollars & Six & three fourth Cents and also the Sale bill of said estate amounting to three hundred & forty one Dollars and fifty four & a fourth Cents also a list of debts due the s'd estate and cash on hand to the amount of $175 80

Parson Aldridge & Isaac Aldridge Adm'rs of the Estate of Ezekiel Aldridge Dec'd filed in Court the Inventory of appraisment of the said estate amounting to two hundred and sixty Dollars 87½ and also the Sale Bill of said Estate amounting to Two hundred and Eighty five Dollars 75 p Cents

February Term 1825 4 day

Ordered that Elijah Davis be appointed gardean for James B Green an infant heir of Wm Green Dec'd Who, thereupon entered into bond in the sum of $400 with approved security and was qualified into office

Ordered that the Commissioners appointed at the last Term of this Court have further time until the next to devide and convey to Jany M Biggins the South half of the South east q^r of S No 10. T 6 S. of R. 3 W. of the Lands directed to be sold at Vincennes have further time allowed them to make said Division until the next term of this Court,

Ordered that all Causes Pending at this term of the Court and not otherwise disposed of be Continued until the next Term of this Court

Elisha Harrison
vs
Thomas Anderson & John Johnston
In Chancery

And now at this day on the third day of the third Term of Febry Term, the Complainant having filed his replication Comes on the Cause for argument, of the Bill answer and replication being read & also the exhibits & argument of Counsil being heard thereon, the Court took the same to the next day to Consider, at which day being the 4th day of the Term the Court being fully advised in the premises do make the following decree — It is ordered adjudged and decreed that the said John Johnson have the liberty

February Term 1825 4th day

of his account to said E Harrison to wit the amount of $28 13/100 after deducting $153 paid by said Johnson in the latter end of the year 1821. viz the 1st December 1821. & also $35. paid on account of rent to said Harrison leaveing a balance of $98 63, and also pay the interest on said $28 13/100 from the 6th day of April 1821. being the date of bond of Johnson to Harrison till 1st Dec. 1821, and also interest on 133. 63 from said 1st December 1821. till 1st Nov. 1822, & interest on the balance $98 63. till paid and the said Johnston has till 1st Monday of December next to pay said Sum to said Harrison But if he do not pay it in that time then William Stinstead Hanson Warner & David Fegley or any two of them are appointed Commissioners to sell said lots No. 153. 180. 205. 228. & 237. on the donation enlargement in the Town of Evansville at public auction, giving 4 weeks notice in some public News paper of the State of the of the time & place of such Sale, selling said lots to the highest bidder, & giving to the purchaser or purchasers deed or deeds therefor & to report to this Court the term after Sale, their proceedings therein. And the said Court do further order adjudge and decree that said bond of Thos Anderson to E Harrison Marked B & dated Oct. 10th. 1821 be cancelled and & considered null & void. And the said Court do further order adjudge & decree that the said John Johnson & Thomas Anderson pay the cost of this suit

J.P.E. Goodall (Seal)

February Term 1895 Chy

Ordered that
And it is agreed between the pltff and Defts in this suit that no Summons shall be issued from the Supreme Court in this suit

Ordered that Court adjourn until Court in Course

J. K. Goodlet

August Term 1825 1st & 19

At a circuit Court began and held at the Court house in the Town of Mountvernon in and for the County of Posey on Monday the 22nd day of August 1825. When present The Hon.t James G. Goodwin Esq.r Andrew Davett & Zacheriah Wade Esq.rs Assoc.s

The Sheriff returned in Court a panel of Grand Jurors the following of whome appeared and took their seats to wit Thomas Givens Foreman Isaac Glover Archabald Foster Egekiel Duckworth Beniah Pellos Ephraim Hackett William Stephens David Allison William Aldridge David Wilson Elias Anderson, Wm. Rogers Wm. Cox, Robt. Wilson Joseph Price & Elias Allyen Justices good and lawfull men who being Elected tried and Sworn to Enquire for their Charge and retired to Consult of presentments.

The State
vs
John P Lynn
This Cause is Continued untill the next term of this Court for an alias Capias

The Same
vs
Reddick Cartwright
Now at this time Came the attorney prosecuting the pleas and the Deft in his proper person and for pleas Saith that he

August Term 1805 1 day

is in no wise gilty in manner and form as he Stands charged in the Indictment and for trial puts himself on the Country and the attorney prosecuting doth the like and thereupon Came a Jury to wit Thos Anderson, Sargent Alexs. John Scrver, Fred Cully, Peter Kaufman David Thomas, Charles Givens Wm Casey, David Moore Robert Downs Moses Calvin and John Barton Twelve good and lawfull men who being Elected tried and Sworn do say We of the Jury find the Deft not gilty William Casey forman Wherefore it is Considered that the Deft be discharged and go hence without day

On motion of Richd Daniel Esqr Ord ered that Garrison Jaques Clement Whiting and James Robb be and they are hereby appointed Commissioners to devide the South west quarter of Section No 22 of Township No 11 (South) & Range No 13 (West) of the land directed to be sold at Vincennes lately the heirs of Samuel Murphy Decd and that they report to the next Term of this Court

The State
vs
Saml Hooper alias Blair
Ind. No 13

The Atty prosecuting Came into Court and says he will no further prosecute the above Cause

August Term 1825 1 day

The State
vs } Indt Mischief
Thomas Morris
The Atty prosecuting the pleas comes into Court and says he will no further prosecute the above cause It is therefore considered by the Court that the Defdt be discharged and go hence &c without day and be in mercy &c

The Same
vs } Indt
John O'Lynn
This cause is continued until the next term of this Court for ~~an attach~~ Capias

The State
vs } Bastardy
James Stallings
This cause is continued until the next term of this Court

The Same
vs } Scire facias
James Stallings & Wright Stallings
On Motion this Cause is continued until the next term of this Court

The Same
vs } Indt Assb
James Duckworth
Now on this day came the atty prosecuting the pleas and the Defendant in his proper

August Term 1825 1 day

person and for plea saith that he is in no wise gilty in manner and form as he stands Charged in the Indt. and for trial puts himself on the Country and the attorney prosecuting doth the like and thereupon Came a Jury to wit Wm Casey John Barton, Moses Calvin Thomas Cully John Server Robt. Downy Chas. Clivens Sargent Mofs David Moore Thomas Anderson David Thomas Peter Saltzman Twelve good and Lawfull men who being elected tried and Sworn do say we of the Jury find the Deft. not gilty William Casey forman Whefore it is Concidered that the Deft. be discharged and go hence with=out day &c

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The State
vs
Ephraim Sneffield
Indt. Larceny

This cause is Continued until the next term of this Court for an alias Capias

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The Same
vs
The State
Indt. Larceny

Same Order as above

August Term 1825. 1 day

Sepe's Ex Wilson
vs
Richard Barton
} appeal

On Motion this cause is Dismissed at the plff's cost Whereon it is considered that the Deft Recover of the plff his cost and charges by him about his defence in this behalf expended and the plff in Mercy &c

Ordered that an attachment do issue Returnable In Slander against Joseph Spalding for a Contempt, for not obeying a Supa

Thomas Levett by his Guardian
vs
John Richard
} Slander

Now on this day came the parties by their attys and the Deft by his attorney filed his plea of Not guilty and Justification which was Joined by the plff and thereupon Came a Jury to Wit. Felix Mills, Simeon Moore James Owens, Wm Moffett, Saml Hill, Jesse Bates, Saml Templeton, Thomas P Black, John Aldridge Joseph Cully, John Crunk & John Calvin Twelve good and Lawfull men who being elected tried & Sworn to try the issue Joined do say We of the Jury find for the plff and assess his damage to Six hundred and fifty Dollars

William Moffett foreman

The Deft moved a rule (to operate on tomorrow morning) against plff to Show Cause why a new trial should not be granted

August Term 1825. 1 day

Thomas Leiett by his Gardeen
vs } Trespass Ass'lt
John Richard

Now on this day came the parties by their attys and the Defd plead not gilty and Justification which was Joined by the plff and there came a Jury to wit, Mr Casey, Ch Givans, John Barton Thomas Cully, Moses Calvin, John Server Thos Anderson Peter Saltzman, David Moore, David Thomas Sargent Mofs and Robert Downey Twelve good and lawfull man who being elected tried and Sworn to try the issue Joined do say We of the Jury find the Defd gilty and assess the plffs damage to Twenty Dollars
Mr Casey foreman

The Defd moved a rule against the plff to show cause on tomorrow morning to shew cause why a new trial should not be granted -

John Vandever, William Price & Stephen Harris each proved 3 days attendance in each of the above causes, Stephen Harris from Gibson Co Wm Harris proved one days attendance in the above cause -

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Oran Williams
vs } Appeal
Wm Penny packer

On motion this cause is dismissed at the Defts cost therefore it is considered by the Court that the plaintiff recover of the Defendant his cost and charges by him about his suit in this behalf expended and the Defendant in mercy

August Term 1825 1 day

John McFadin appeals
vs } appeal
Jesse G Welborn

On motion this cause is dismissed at the plaintiffs cost Therefore it is Considered by the Court that the Deft recover of the pltf his cost and charges by him about his defence in this behalf expended and the pltf in mercy &c

John Vandiver
vs } Slander
Jacob Taylor

Now on this day came the pltf in his proper person and dismissed the above cause Therefore it is Considered by the Court that the Deft recover of the pltf his cost and charges by him about his defence in this cause expended and that Plaintiff in mercy &c

John Grayson
vs } T.B.
Frederick Rapp

Now at this time came the parties by their attorneys and the Defendant filed his affidavit for the purpose of obtaining a change of venue, and by consent of Parties this cause is removed to the Vanderburgh circuit Court

August Term 1825. 1 day

Richard Lamaster
vs
Henry Robenson appealant
} appeal

This cause is dismissed at the Deffts cost Therefore it is concidered by the court that the plff recover of the Deft his cost and charges by him about his suit in this behalf expended and the Defendant in mercy &c

Joseph Spalding
vs
Peter Saltzman
} T. C.

Now on this day came the plaintiff by his attorny and dismissed the above cause Therefore it is concidered by the court that the Deft recover of plff his costs and charges by him about his defence in this behalf expended and the plff in mercy &c

Jesse Wellborn
vs
Andrew McGadin
} T. C.

Now on this day came the plff by his atty and dismissed the above cause Therefore it is concidered by the court that the Deft recover of the plff his cost and charges by him about his defence in this behalf expended and the plff in mercy &c

August Term 1825 1 day

Mathew Rhea adm^r
vs
John Schnee adm^r
} Covenant

On motion this cause is continued until the next term of this Court

John Nottingham
vs
Thomas Dyer
} Appeal

On Motion this cause is dismissed at the Defts cost Therefore it is considered by the Court that the pff recover of the defendant his cost and charges by him about his suit in this behalf expended and the Deft in mercy &c

Jane Webb
vs
Jonathan Webb
} Petition for Divorce

Now on this day came the pff by his atty and it appearing to the Satisfaction of the Court that the Deft is not an inhabitant of this State therefore it is ordered that pendancy of this suit be published in some public newspaper printed in this State for four weeks successively that unless the said Deft appear here at the next term of this Court and answer the Complainants petition the matter Court will proceed to hear and determine the same in his absence

August Term 1825 1 day

Frances Abby
vs } Petition for Divorce
Daniel C. Abby

Now on this day came the Complainant by his atty and it appearing to the Satisfaction of the Court that the Deft is not an inhabitant of this State It is therefore Ordered by the Court that pendancy of this suit be published in some public newspaper printed in this State that unless the Deft appear here on the first day of the next term of this Court to hear and answer the Complainants petition the ~~matter~~ Court will proceed to hear and determine the same in his absence

Susana Elledge
vs } Petition for Divorce
John Elledge

The same order as above

Jane Cartwright
vs } Petition for Divorce
Samuel Cartwright

The same order as above

Eleanor Webster
vs } In Chancery
Robenson & Beaman

Now on this day came the Complainant by his attorney and dismissed the above Cause It is therefore Concidered by the Court that the Defendants recover of the Plff

August Term 1835 1 day

their cost and charges by them about their defence in this behalf expended and the plff in mercy &c

John & James McCreery
vs. In Chancery
Abraham Landers

This cause come on to be heard on bill alone and it appearing to the satisfaction of the Court that publication herein has been regularly made according to a former order of this Court, and the said Landers being called failed to appear and answer the complainants bill of complaint. Whereupon it is ordered adjudged and Decreed by the Court that the matters and things in the complainants, bill contained be taken for confessed. and that the said Landers convey by such deed of conveyance as he is bound to make by the condition in said bond mentioned unto the complainants in said bill the quarter Section of Land described in the same bill contained. But should the said Landers fail or neglect to make execute and deliver such deed within fifteen days from the date hereof then and in that case John Carson and James C Drake be and they are hereby appointed Commissioners to convey said tract of Land according to this decree It is further ordered and decreed that

August Term 1825 1807

the Complainants recover of the Defts, their Cost & Charges in ~~this~~ prosecuting this Suit &c

J. E. Goodlet Clk

Ordered that Court adjourn until Court tomorrow Morning Eight O Clock

J. E. Goodlet

August Term 1825

Tuesday August 23rd 1825. Court met pursuant to adjournment present same Judges as yesterday

On motion of Rich.d Daniel Esq.r It is hereby Certified by the Court that David Wood is a man of good moral character.

Thomas Levett
vs } In Chancery
James Robb

Now on this day came the Complainant by his atty and dismissed the above cause therefore it is Considered by the Court that the Injunction herein be dissolved and that the Deft recover of the plff his Cost and Charges by him about his defence in this behalf expended together with Ten per centum damage on the Judgt here injoined and the plff in Mercy &c

Satisfied in full Dec.r 3rd 1825 W.m Gaskins Clk

Thomas Levett by his guardian
vs } In Chancery
John Richard

Now at this time the Court proceeded to hear the arguments on the motion made on yesterday to shew cause why a new trial should not be granted and after argument the Court over ruled the motion, the Deft by his atty then

August Term 1825 day

Moved in arrest of Judgment

The State of Indiana
vs } Attachment for Contempt
Nelson Nettleton

It is ordered by the Court that the deft herein be find the sum of one Dollar together with cost of attachment

Reddick Cartwright
vs } Domistic Attachment
Samuel Cartwright

On motion this cause in continued until the next term of this Court -

John H. B. Delany admr
vs } T. C.
Aaron Bacon

On motion this cause is continued until the next term of this Court with an order for the plff to file Security for Costs on or before the first day of the next term of this Court.

Judges of Morrick County
vs } Covenant
Dann Lynn et al

Now on this day came the plaintiffs by their attorney and the Defendants being three times solomly called came not but made default It is therefore

August Term 1835 3 day

Concidered by the court that the plff do recover of the Defts the sum of One thousand Dollars the sum in the Declaration mentioned with costs of Suit

John B Stinson
vs } In Appeal
G. Harrison

On motion this cause is continued untill the next term of this court

Elisha Harrison
vs } In Chancery
Thomas Anderson & John Johnson

Now at this time Saml Hall Esqr filed in Court the opinion of the Supreme Court in this suit reversing the former decree of this Court herein and on motion this cause is continued untill the next term of this court -

Hiram Bradley
vs } Debt
Thomas R James

Now on this day came the plff by his atty and the dft being three times solomly called came not therefore it is Concidered by the Court the plff recover of the Defendant Sixty two Dollars fifty cents debt with One Dollar Eighty Cents damage making in the whole the sum of Sixty four Dollars thirty Cents lawfull money with interest thereon at the rate

August Term 1825 3 day

of six per centum per annum till paid together with his cost and charges by him about his suit in this behalf expended and the Deft in mercy &c

Wm David
vs } Petition for Divorce
Mary David

Now on this day came the plff by his Atty and it appearing to the satisfaction of the Court that the Deft is not an inhabitant of this State It is therefore ordered by the Court that pendancy of this suit be published in some public newspaper printed in this State for four weeks successively and that unless the Deft appear here on the first day of the next term of this court and answer the complainants petition the Court will proceed to here and determine the same in his absence

John B Moore assignee
vs } Debt
James Duckworth

Now on this day came the plff by his attorney and the Defendant being three times solemnly called came not but made default Therefore it is considered by the Court that the plaintiff recover of the Defendant one hundred and seventeen Dollars fifty cents debt with three Dollars Twenty three cents damage making in the whole the sum of one hundred and Twenty Dollars Seventy

August Term 1835 3 day

three cents lawfull money with interest thereon at the rate of Six per cent per annum untill paid togethen with his cost and Charges by him about his suit in this behalf expended and the deft in mercy &c

Richard Barton assignee
vs
James Duckworth
Debt

Now on this day came the plaintiff by his attorney and the Defendant being three times solomly called came not Therefore it is concidered by the court that the plaintiff recover of the Deft One hundred Dollars debt with Eight Dollars Seventy five cents damage making in the Whole the sum One hundred and Eight Dollars Seventy five cents lawfull money with Intrest thereon at the rate of Six per cent per annum untill paid togethen with his cost and Charges by him about his Suit in this behalf expended and the Deft in mercy &c

31st. May 1830. Capias issue
Sheriff Lee Bail for the Defendant
Bail Piece filed

Weir & Thompson
vs
Thomas Anderson et alg.
Debt

Now on this day came the plffs by their attorney and the Defendants being three times solomly called came not it is therefore concidered by the Court that

August Term 1825. 2nd day

the plff recover of the defendants Thomas Anderson and Elidaum Anderson (the Shff having returned non est inventus as to John Johnson) the sum of nine hundred and Eighty ~~Nine~~ Six Dollars and ~~Eighty~~ Forty four Cents Lawful money with Interest thereon at the rate of six per Cent per Annum until paid together with their Cost and Charges by them about their suit in this behalf expended and the Defendants in mercy &c

George Markham
vs
John Clark & al. B. Scaff
} Appeal

Now on this day came the parties by their attorneys and submitted the above cause to the court after hearing the Testimony It is Considered by the Court that the Judgment of the Justice of the peace be reversed and that the Defendants recover of the plaintiff their Cost and Charges by them about their defence in this behalf expended and the plff in mercy &c

Thomas Levitt by his gardean
vs
John Richard
} Trespass A & B

Now at this time came the parties by their attorneys and the court overruled the motion made on yesterday for a new trial Therefore it is Considered by

the Court that the plaintiff recover of the Defendant the sum of Twenty Dollars the amount so as aforesaid assessed by the Jury with Interest thereon at the rate of six per cent per annum until paid Together with his cost and charges by him about his suit in this behalf expended and the Defendant in mercy &c —

John Vandever Wm Harris Wm Price each proved one more days attendance
Stephen Harris proved one more day from Gibson County. Robt Darby 2 days Thomas Goad & Wm Goad 2 days each as witness in the above cause

Levitt
vs
Richard } Slander

John Vandever Wm Price One day more Stephen Harris one day from Gibson Co Robt Darby 2 days Thos Goad & Wm Good 2 days attendance as Witness in the above cause

The State of Indiana
vs
Cartwright & Altizer } Scire facias

Now at this time Came the atty prosecuting and the Defts by their atty and on Motion it is Considered by the Court that the Defendants pay the Costs and be in mercy &c

August Term 1825 J. Hay

The State of Indiana
vs
Stephen M Collum
Ind.t Assb

On motion this Cause is Continued until the next term of this Court for an alias Capias

The Same
vs
Felix Mills
Ind.t Beating

Now on this day came the attorney prosecuting the pleas and the Deft in his proper person and for plea saith that he is in no wise gilty in manner and form as he stands charged in the indictment and for trial puts himself on the Country and the Atty prosecuting doth the like and thereupon came a Jury, to wit, John Calvin, John Barton, Wm Casey, Sargent Mofs, Robt Downey Thomas Cully, Thomas Anderson David Thomas, Hugh Todd David ~~Thomas~~ Moore Moses Calvin and James Owens Twelve good and lawfull men who being Elected tried and sworn to try the issue taken do say we of the Jury find the Defendant not gilty Wm Casey forman It is therefore Concidered that the Deft be discharged &c.

The State
vs
Joseph Spalding
Ind.t Bigamy

This Cause is continued until the next term of this Court

August Term 1825. 3 day

Now at this time came Willis Stallings Benjamin Stallings Silas Stallings Lewis B. Winchelow and Nelson Nettelton and each acknowledged themselves indebted to the State of Indiana in the Sum of one hundred Dollars to be levied on their respective goods and Chattles Lands and Tenements if default be made in the condition following to Wit, That they shall appear here on the first day of the next term of this Court to give evidence on behalf of the State of Indiana against John Stallings for Man Stealing and not depart the Court without Leave then this recognance to be void else to remain in full force and Virtue in Law -

The State
vs } Attachment for Contempt
Joseph Spalding

It is ordered that the Defendant pay the cost of attachment and be in Mercy &c

William Marcus
vs } Trespass A & B
Stephen McCollum & Isaac McCollum

Now on this time came the parties by their attorneys and the defendants plead not guilty and Justification which was joined by the plff and thereupon came a Jury to Wit, Isaac Owen, Thomas Anderson, Wm Casey John Barton John Calvin Hugh Todd, David Moore, Moses Calvin

August Term 1825 2 day

Sargent Mgs Thomas Cully David Thomas and Robert Dawson Twelve good and lawfull men who being elected tried and Sworn to try the issue Joined do say we of the Jury find the Defendants guilty and assess the Pffs damage to Seventyfive Dollars. Wm Casey formerly the Defendants by their attorney moved for a new trial Rule to operate on tomorrow morning — Pleasant Marcus & Jesse Rapson proved 4 days attendance as witness in the above cause

Jesse & Welborn
vs
Nathan Ashworth Admr.
} Appeal

On motion this cause is continued until the next term of this Court

Andrew McFadin
vs
Owen Riley & Jesse Welborn
} In Chancery

Now on this day came the plaintiff by his atty and dismissed the above cause Therefore it is considered by the Court that the Defendants recover of the plaintiff their costs and Charges by them about their suit in this behalf expended together with ten per centum damage on the amount of the Judgment infomed and the Pff in Mercy &c

August Term 1825 3 day

The Agent of Penn County
vs
Isaac James
By Appeal

Now on this day came the parties by their attorneys and on motion there came a Jury to wit, Thomas Anderson David Thomas, Wm Casey, John Calvin John Barton Samuel Templeton, Sargent Maj Robert Downey Thos Cully, Hugh Todd Moses Calvin & David Moore twelve good and lawfull men who being elected tried and sworn do say in of the Jury find the right of the property to be in the Defts Isaac James - Wm Cox, pro Therefore it is coneidered by the Court that the Defts recover of the plff his cost and charges by him about his suit in this behalf expended and the plff in mercy &c

Ordered that Edmund Bartlett Esq be fined three Dollars for a contempt to this Court

On the petition of Wm Nelson et als ordered that Ebenezer Phillips Anson S Andrews & Nathan Ashworth be appointed Commissioners to view and alter the state road leading from Mountvernon to princeton that part commencing at the nine mile tree and running the said established State road to the North Corner of William Nelson farm thence the nearist and best way to intersect the said road

August Term 1825. 2 day

again and that the report to the next term of this Court the conveinancies thereof

On motion of Isabric Hardison It is ordered that Ebenezer Phillips Thomas Givens and Nathan Ellsworth be appointed Commissioners to divide the real estate of Martin Shlater Dec^d and Caleb & John Graves in the County of Posey and State of Indiana on the Ohio River amongst the heirs and legal representatives of said Shlater Dec^d and the said Graves agreeable to an act to provide for the partition of real estate and that they report to the next term of this Court

On the petition of John Schnee administrator on the estate of Thomas Barton late of Posey county deceased representing that the personal estate of said deceased was not sufficient to discharge the debts due from s^d estate but that there was no other real estate of the decedent except one quarter of section of public land in said county whereon but one last quarterly payment had been made to the U States, that the same was under mortgage to secure the the payment of a debt — and that all the heirs of said decedent were under the age of twenty one years, except two, one living in the State of Tennessee & the other in the State of Illinois. & it appearing that the interest in said tract or quarter section, had been appraised, as the law directs, it is ordered, that the same be sold as the statute provides.

August Term 1825 3 day

Now at this time came Stephen Kinnicloe and acknowledged himself indebted to the State of Indiana in the sum of fifty Dollars to be levied on his respective goods and Chattles Lands and Tenements if default be made in the Condition following to wit That the said Stephen Kinnicloe does appear here on the first day of the next Term of this Court to give evidence on behalf of the State of Indiana against Enoch Spalding for Bigamy and not depart the Court without leave then this recognizance to be void else to remain in full force and Virtue in Law

Ordered that Court adjourn until 8 tomorrow Morning 8 Oclock

Zebulon Wiles
Andrew Everett

August Term 1825 3 day

Wednesday August 24th 1825 Court met persuant to adjournment present same Judges as yesterday -

Thomas Lovitt by his gardean
vs
John Richard
Slander

On the motion made yesterday for rule Arrest of Judgt in the above cause after argument the the Court overruled the Motion And on motion it is concidered by the Court that the plaintiff recover of the Defendant the sum of Six hundred and fifty Dollars the sum so aforesaid assessed by the Jury with interest thereon at the rate of Six per cent per annum until paid together with his costs and charges by him about his suit in this behalf expended and the Defendant in mercy &c,

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Wm Marcus
vs
Stephen & Isaac McCollum
Trespass A&B

On the motion yesterday for a new trial after argument the Court sustained the motion. And on motion this cause is continued until the next term of this Court

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The State
vs
Jesse Wilson
Attachment for Contempt

The above cause is dismissed

August Term 1825 3 day

Darius North
vs
John Berry et als
In Chancery

Now on this day came the Complainant by his attorney and it appearing to the Satisfaction of the Court that the Defendants are not inhabitants of this State It is therefore Ordered by the Court that pendency of this Suit be published in some public Newspaper printed in this State three weeks successively and that unless the defendants appear here on the first day of the next term of this Court by themselves or Counsel and answer the Complainants bill the matters and things therein Contained will be taken as Confessed and a decree entered accordingly

Richard Daniel Esqr Moved the Court to quash an execution issued out the sixteenth day of March 1825 against Joseph Spalding James Taylor and Daniel Linn which Motion was Continued Until the next term of this Court.

Hugh Todd
vs
Jesse Mellhorn
In Chancery

Now at this time came the parties by their attorneys and the Defendant by his Attorney moved the Court to dissolve the injunction

August Term 1825 3 day

on Bill and answer which motion was overruled by the Court to which decision of the Court the Defendant by his Counsel filed his bill of exception which was signed by the Court and on motion this cause is continued until the next term of this Court

Now at this time John P. Delany Adm. of the estate of Wm. Clark Deceased filed in Court a further Inventory of said estate amounting to Sixty five Dollars and at the same time filed a list of items which had been paid out by him and an account for his services and was admitted in the Court to the Amount of Two Hundred and Eight Dollars 50 cts which now leave the Estate in arrears with the said Adm. the sum of one hundred and Twenty five Dollars 50 cts

The Grand Jury came into Court and returned the following indictments and having no further business were discharged and each allowed a Credit for three days Service and John Stark allowed $2.25 for his Service as Bailiff (To Wit,

The State of Indiana } Indict. Adlt
vs
John Breeze

The Same
vs } Indict. Adlt
Simeon Simcoe

August Term 1825 3 days

The Same
vs
Wm. H. Kinchelow } Ind.t A&B

The Same
vs
Francis W. Rowlett } Ind.t A&B

The Same
vs
Lewis B. Kinchelow } Ind.t A&B

The Same
vs
John Hanson } Ind.t A&B

The Same
vs
Isum Creel } Ind.t A&B

Each of the above Defts to be recognized in the sum of $100 and security in $50

The Same
vs
Joseph Spalding } Ind.t aiding Kidnapping

The Same
vs
Wm. Stallings, Willis Stallings & L. B. Kinchelow } Ind.t Kidnapping

The Same
vs
John O'Lyne } Ind.t A&B with intent to murder

August Term 1825 3 day

The Same
vs
Ind. Larceny
Frederick Carter

Now at this time came the attorney prosecuting the pleas and the defendant in his proper person and for plea saith that he is in no wise gilty in manner and form as he stands charged in the Indictment and for trial puts himself on the Country and the attorney prosecuting the pleas doth the like and thereupon came a Jury to wit, Thomas Cully Wm Moffett Simon Moore Sargent Mosh, Robert Downey Stanley Stevens, David Moore Moses Calvin Jesse Bates, Hugh Todd, Thomas Anderson & David Thomas twelve good and lawful men who being elected, tried and sworn to try the issue between the parties do say we of the Jury find the Defendant gilty and assess his fine at two Dollars and Sentance him to be imprisoned at harde labour in the State prison one year

Sargent Mosh foreman

the Defendant Moved for a new trial which motion was overruled by the Court and on motion it is concidered by the Court that he make his fine to the State aforesaid for the use of a Seminary of learning in the County of Posey in the said sum of two Dollars by the Juror aforesaid in form aforesaid assessed and that he be confined to hard labour in the State Prison at or near Jeffersonville in the State of Indiana for the term of one year. And that the property

August Term 1825. 3 day

Stolen be restored to Henry Aldridge and the Defendant in mercy &c

Edmund Bacon
vs
Nancy Bacon
} Petition for Divorce

Now at this time came the plff by his attorney and filed his Petition and on motion It is considered that the above cause be continued until the next term of this Court and that a Summons do issue returnable to the next term of this Court against the Defts

Ordered that William E Stewart be allowed the sum of sixty five Dollars Twenty seven cents for Lots Nos 3 and 19 in the Town of Blackford this day transferred to the Circuit Court for the use of the said County and that the County Treasurer pay the same

Thomas Levett by his Guardian
vs
John Richard
} Slander

Giles Alexander proved 2 days attendance in the above cause.

The Same
vs
The Same
} Trespass A&B

Giles Alexander proved 2 days attendance as a witness in the above Cause

August Term 1825. 3 day

Now on this day came in open court Simeon Lehmee and Elias Ellison and acknowledged them selves indebted to the State of Indiana Simeon Lehmee in the sum of One hundred Dollars and Elias Ellison in the sum of fifty Dollars to be levied on their respective good and chattles lands and tenements if default be made in the condition following to wit, that the said Simeon Lehmee shall appear here on the first day of the next term of this Court and answer unto an Indictment found against him by the grand Jury for Assault and Battery and not depart the Court without leave then this recognizance to be void else to remain in full power and virtue in Law

The State of Indiana
vs } Ind.t Kidnapping
John Stallings

Now at this time came the attorney prosecuting the pleas and the Defendant being three times solomly called came not whereupon Elias Stallings his recognizor was three times solomly called and ordered to bring in the body of his principal and save his recognizance which failing to be done. It is Considered by the Court that the State of Indiana recover of John Stallings the sum of one thousand Dollars and also that the said State of Indiana recover of the said Elias Stallings the sum of five hundred Dollars being the amount of their recognizance entered into

August Term 1825. 3 day

at the last term of this court for the appearance of the said John Stallings at this term of the court to answer unto an Indictment found against him by the grand Jury for Man Stealing. And that a Scire facias do issue returnable to the next term of this court against the said John Stallings and Moses Stalling to show cause why execution should not be issued on this Judgment — And that an Alias capias do issue against the said John Stalling

Now on this day came Lewis B Kinchelor and Dann Lynn and acknowledged themselves indebted to the State of Indiana Lewis B Kinchelor in the sum of five hundred Dollars and Dann Lynn in the sum of two hundred Dollars to be levied on their respective goods and chattles lands and tenements if default be made in the condition following to wit, That the said Lewis B Kinchelor shall appear here on the first day of the next term of this court and answer unto two Indictments preferred against him by the Grand Jury one for Kidnapping and the other for assault and battery and abide by and perform the sentence and decree of the said Court and not depart the Court without leave then this recognizance to be void else to remain in full force and virtue in Law

Allowed 25th Aug. 1825

May Term 1825. 3 day

Ordered that Lewis B. Kinche be allowed the sum of Two Dollars Twenty five cents for three days Service as Bailiff at the February Term 1825 of the Circuit Court and that the County Treasurer pay the same -

The State of Indiana
vs } Ind.t 1825
John Breeze

Now on this day came the attorney prosecuting the pleas and the Def.t in his proper person and plead gilty and threw himself on the Mercy of the Court. Whereupon it is considered by the Court that he make his fine of one Dollar to the State of Indiana for the use of a Seminary of Learning for the County of Posey and that he pay the Cost and be in Mercy &c

Now on this day came in open Court Joseph Spalding David Mills Isaac Lane Edmund Bacon and Thomas Martin and acknowledge themselves indebted to the State of Indiana Joseph Spalding in the sum of five hundred Dollars and David Mills Isaac Lane Edmund Bacon and Thomas Martin jointly in the sum of two hundred Dollars to be levied on their respective goods and chattels lands and tenements if default be made in the condition following to wit, That the said Joseph Spalding shall appear here on the first day of the next term of this Court and answer unto two Indict

=ments found against him by the grand Jury done for Blasphemy and one for aiding and abating in Man Slaughter and abide by and perform the Sentence and decree of the said Court and not depart the Court Without leave then this obligation to be void else to remain in full force and virtue in Law

On motion it is ordered by the Court that the Commissioners appointed at the August Term 1824 of this Court to divide and convey to Sarah & Wiggins a certain tract of Land have further time until the next term of this Court to make their report

John Grayson
vs
Joseph Rapp } Ca. Sa.

On motion leave is granted for Defendant to issue to take Depositions generally

Ordered that an attachment do issue returnable to the next term of this Court against George Hershman for contempt to this court in not buying a Lot

Joseph Pickle
vs } Petition for Divorce
His Wife

On motion this cause is continued until the next term of this Court for a Summons to issue returnable to the next term

Aug 4th Term 1825 4 day

Ordered that Court adjourn until tomorrow morning 8 oclock

Zacheriah Wade
Andrew Cavitt

Thursday August 25th 1825. Court met pursuant to adjournment present

Zacheriah Wade
Andrew Cavitt } a. P. J.s

Now at this time Samuel Bow Thomas Wood and William Todd Trustees of the School Section in Township 7 S. of Range 14 West filed their bond in the sum of one thousand Dollars with John Hamilton and Hugh Todd their Securities which bond was approved of by the Court and the said Trustees were qualified into office

Now at this time William Broadshead came into Court and filed in Court the following report to Wit,

I William Broadhead being an alien and a free White person makes report that he is aged 41 years being born on the 18th February 1783 in the Kingdom of Great Britain & lately owning allegiance to the King of Great Brittain and Ireland arrived in the United States at the city of Philidelphia and State of Pensylvania 26th May 1816 and has settled in Posey County State of Indiana & upwards of Seven years and that he is desireous of being Naturalized all which he

August Term 1825 4 day

request that registry may be made and a certificate thereof granted agreeable to an Law of the United States passed the 14th April 1802 Entitle an act to establish an Uniform rule of naturalization and to repeal the acts heretofore passed on the Subject William Broadhead Esqr

Now at this time William Broadhead came into Court and made oath to the to the following Declaration To Wit, I William Broadhead a native of England of the age of 41 years and now an Lately owning allegiance to his Magesty the King of the United Kingdom of Great Britain & Ireland do hereby declare that it is bonafide my intention to become a Citizen of the United States and to renounce for ever all allegiance and fadility to any foreign Prince Potentate State or Sovereignty whatsoever and particularly to renounce for ever all allegiance and fadility to his said Magisty the King of Great Brittain and Ireland

William Broadhead Esqr

Now at this time Edward Jonathan Mcgee came into Court and filed the following report To wit Edward Jonathan Mcgee being an alien and a free white person makes report that he was aged thirty years being born on the eleventh day of November

August Term 1825 vizt

Seventeen hundred and ninety five in the Kingdom of Great Britain and Ireland and stably bound to bear Allegiance to his Majesty the King of Great Britain and Ireland and abroad in the United States at the City of Newyork and in said State on or about the 14th of July 1824 and was intend to settle in Posey County State of Indiana and that by reason of his Naturalized, of which he requests that Testimony in open Court may be made and a Certificate thereof granted agreeable to an Act of the United States passed 14th April 1802 Entitled an Act to establish an uniform Rule of Naturalization and to repeal the Acts heretofore passed on the Subject

Edward Moore

And now this time Edward Moore came into Court and made oath to the following Declaration to wit I Edward Moore a Native of England at the age of twenty one years and upwards do declare on Oath that it is bona fide my intention to become a Citizen of the United States and to renounce forever all Allegiance and fidelity to any foreign Prince Potentate State or Sovereignty whatever, and particularly to renounce forever all Allegiance and fidelity to my said Majesty the King of Great Britain and Ireland

Edward Moore

Ordered that Court adjourn until Court in Course

Attest Wm Barrett

The following is the Pannel of Grand Juros for August Term 1826, To wit,
Benjamin Gamp, Eliakim Anderson Samuel York, Samuel Oliver, Eli Robb, David McCoy James French, Samuel Lee, Henry Rivett, John Sevier, Daniel Williams, Caleb Parrish, David Durlin, Vincent Walther, Samuel Phillips, John Newson, John L Johnson & William Downen.

And the following is the pannel of the Petit Jurors For August Term 1826 To wit,
John X Albright, William Albright, Charles Givens, David Jones, Peter Goad, John Dunn, Jonathan Cox, Eldridge Carter, Peter Rivett, Sam Patterson, Sam Parks, Sam Harrison, Bennet Williams, Chas Adams, John Welborn, Allen Smith, Chas Jones, John Crunk, John Miller, Ebenezer Phillips, James Baker, Benj Forrist, John Ashley, Sam Hill

August Term 1826 1st day

At a circuit Court began and held in the Town of Mountsernon on Monday the 28th day of August A.D. 1826 When present.

Hond James R Elsoodlett P.J.
& Andrew Cavett } Associates
& Zachariah Wade }

The Sheriff returned in Court a pannel of grand Jurors the following of whome appeard and took their Seats to wit, Elisha Anderson John Wright Hinson Richison James Cuel Jesse Henson Vincent Walker Henry Eldridge Benjamin Garrey James Oliver Samuel Lee Thomas Phillips Samuel York Henry Hewell and Caleb Parrish fourteen good and lawfull Men who being elected tried and Sworn retired to Consult of Presentments.

Ordered that Charles S Battle be appointed Prosecuting Attorney for the present Term of this Court Who thereupon took the Oath of office

On Motion ordered that Elisha Embree be admitted as Attorney and Counselor at Law at this Bar who thereupon took the oath of office

The State of Indiana }
vs } Ind. t. Assault & Battery with an
John S Lynn } intent to Commit murder

Now on this day came the attorney prosecuting the pleas and says he will no further prosecute

August Term 1826 1st day

the above cause it is therefore Considered by the Court that the same be dismissed and the Defendant go hence without day

The State of Indiana
vs } Ind.t for Obstructing Procss
John Lyme

Now Come this day came the atty prosecuting the above cause and Says he will no further prosecute the above Cause It is therefore Considered by the Court that the same be dismissed and the Defendant go hence without day

The Same
vs } Ind.t A.B. Smith an infant under
The Same

Now on this day came the attorney prosecuting and Says he will no further prosecute the above Cause It is therefore Considered by the Court that the same be dismissed and the Defd go hence without day

The Same
vs } Ind.t Larceny
Ephraim Sheffield

The Same
vs } Ind.t Larceny
The Same

The Same Order as above

August Term 1826 1st day

The State of Indiana
vs } Ind't A&B.
John Benson

Now on this day came the attorney prosecuting the pleas and the Def't in his proper person and plead gilty and threw himself on the mercy of the Court Wherefore it is ordered by the court that he make his fine to the State of Indiana in the State of Indiana in the Sum of One Dollar to be rendered for the use of of a public Seminary in the County of Posey and the Def't pay the cost and be in custody &c

The State of Indiana
vs } Ind't A&B
Stephen McCollum

Now on this day came the attorney prosecuting the pleas and the Def't in his proper person and for plea puts himself on the Country and the attorney prosecuting doth the like and thereupon Came a Jury to Wit, Samuel Gill Bennet Williams, Samuel Paterson Chas Jones, Peter Good William Albright John Welborn Charley Givens Eldridge Carter John Dunn John Albright & Benjamin Forist twelve good and lawfull men who being elected tried and Sworn to try the issue Travers do say we of the Jury find the Defendant gilty and assess his fine at Six Dollars thirty three & 1/3 Cents

John Dunn foreman

Therefore it is considered by the Court that

August Term 1826 1st day

the defendant make his fine of Six Dollars thirty three and ½ cents to the State of Indiana to be rendered for the use of a public Seminary for the County of Posey and the Defendant pay the cost and be in mercy &c

William Marcus
vs
Stephen & Isaac McCollum
Trespass A&B

Now on this day came the parties by their attorneys and by consent this cause is dismissed at the Defts cost Therefore it is Considered that the Pltff recover of the Defts his cost and Charges by him about his suit in this behalf expended and the Defts in mercy &c

Henry B Sexton
vs
Trespass
Stanley Satchell

Now on this day came the pltff by his Attorney and dismissed the above cause It is therefore Considered the Defts recover of the pltff his cost and Charges by him about his defence in this behalf expended and the pltff in mercy &c

Ordered that Solomon Word Peter Jones & Benjamin Carter be appointed Commissioners to lay off and alter the State road from Springfield to Cynthiana beginning where the State road last leaves the

August Term 1826. 1st day

Said County road between George ~~Williams~~ Eatons and Simon Williams near a small bridge and run with the said county road to or near the house thence running the west side of said Williams orchard to intersect the Harmony road near the present State road and that they report to the next term of this Court the Convenianeis and inconvenianeis thereof ~~to the next term of this Court~~.

Ordered that Solomon Ward Peter Jones & Benjamin Carter be appointed ~~a Committee~~ Commissioners to lay off and alter the State road leading from Harmony to the Polk patch that part which runs through the land on which A Woodfin lives so as to have the road pass through the land and that they report to the next term of this Court the Convenianeis and inconvenianeis thereof

Now on this day Ebenezer Phillips & Nathan Ashworth two of the Commissioners appointed at the last Term of this Court to alter the State road leading from Mt Vernon to Princeton Commencing at the nine mile tree and running the said established State road to the North Corner of William Ashworth farm thence the nearest and best way to intersect the said State road filed in Court a report which was received by the Court and and the new road laid out by them established as the State road

August Term 1826. 1st day

Frederick Rapp
vs } Debt
Saml James Robt Randolph & James Taylor

Now on this day came the plff by his attorny and the defendants in their proper person and Confessed Judgment in favor of the plaintiff for the Sum in the Declaration mentioned, whereupon it is therefore Considered by the court that the plff recover of the Defts the Sum of two hundred & 19 Dollars and fifty six cents debt with forty One Dollars and cents damage making in the whole the Sum of two hundred & Sixty Dollars and 56 cents lawfull money together with his Cost and Charges by him about his suit in this behalf expended and the Defendants in Mercy &c. The above Judgt Satisfied in full March 8th 1827 W. Drake Clk

The State
vs } Indt A & B
Francis M Bowlett

Now on this day came the Atty prosecuting the pleas and the Deft in his proper person and plead guilty and threw himself on the Mercy of the Court Wherefore it is considered by the Court that he make his fine of five Dollars to the State of Indiana to be rendered for the use of a public Seminary in the County of Posey and the Deft pay the Cost and be in Mercy &c

August Term 1826. 1st day

The State of Indiana
vs } Bastardy
James Stallings

Now on this day came the Defdt by his atty and moved the court to set a side the default entered at a former term of this cause in the above cause and enter an appearance which motion was sustained by the Court and the Defdt by his atty plead not gilty

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The Same
vs } Indt Mary Stallings
Mary Stallings

Now on this day came the Attorney prosecuting the pleas and the Defdt in his proper person and for plea saith that he is in no wise gilty in manner and form as he stands Charged in the Indt and for trial puts himself on the Country and the Atty prosecuting doth the like and thereupon came a Jury to wit, John Albright John Dunn Thos Givens John Welborn Benja Forist Eldridge Carter Daniel Williams David Jones James Patterson Peter Goad Chas Jones and William Albright twelve good and lawfull men who being elected tried and Sworn do say we of the Jury find the Defdt not gilty John Dunn Foreman Wherefore it is considered by the court that the Defdt be discharged and go hence without day &c

August Term 1826 1st day

On Motion Ordered that Wm Wigington Esq be admitted as attorney at this Court ex gratia

James Taylor
vs Slander
Robert Dunn
On Motion Ordered that the above Cause be Continued untill the next term of this Court on the affidavit of the Defts Attorney

The Same
vs Asumpsit
The Same
Same Order as above

John McDonald
vs Asumpsit
The Same
Same order as above

Moses Moss
vs Asumpsit
The Same
Same Order as above

The Deft by his Attorny Moved to Change the Venue in the above Causes which Motion was Continued untill to morrow morning

August Term 1826. 1st Day

Franklin Talliaferro
vs Debt
Jos Tillet

Now on this day came the pltff by their atty & dismissed the above cause therefore it is Concidered by the Court that the Deft recover of the pltff his cost and Charges by him about his defence in this behalf expended and the pltff in mercy &c

William Robinson
vs Slander
Middleton McKinney

Now on this day Came the pltff in his attorney and dis missed the above Cause therefore it is Concidered that the Defendant recover of the pltff his cost and Charges by him about his defence in this behalf expended and the pltff in mercy &c

Joshua Mattox
vs Ejectment
Robert Owen

Same Order as above

Mary Aldridge by her father H. Aldridge
vs Slander
David Bradley

On Motion this Cause is dismissed at the Defendants Cost

August Term 1826 1st day

Darius North
vs
John Berry et al } In Chancery

Now this day came the Complainant by his attorney and the Defendants having failed to file their answer to the bill, Bill. The pltff bill is therefore taken & Confessed

Darius North
vs
John Berry and others } In Chancery
August Term 1826

And Now at this day it being the first day of August term 1826. Came the pltff by his Counsel and the defendants being three times solemnly called came not and it appearing to the satisfaction of the Court that the notice has been given by the pltff to the defendants by publication in a public newspaper agreeable to law and the Order of the Court therein It is therefore considered Judgment be taken against the Defendants pro Confesso. Whereupon the Court Order adjudge and decree that James P Drake James Dunn & James McGadin or any two of them be Commissioners to convey said tract of land mentioned in the bill of Complaint to said Darius North, and that they report their proceedings therein to the present term of this Court said tract to be conveyed is a tract of land originally agreed to be conveyed by John Mygomer to Zachariah Givens by bond bearing date 20th day of September 1817 and by said Zachariah Givens assigned to Darius North 23d August 1825

S. R. Woodlett (Seal)
Andrew Ewalt (Seal)
Recognizance Made Ecity

August Term 1836 1st day

The State of Indiana
vs } Ind.t A&B
Isaac Creek

Now on this day came the attorney prosecuting the pleas and the Deft in his proper person and plead guilty Wherefore it is considered by the court that he make his fine of One Dollar to the State of Indiana to be rendered for the use of a public Seminary for the County of Posey and that the Deft pay the Cost and be in mercy &c

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The Same
vs } Ind.t Kidnaping
Willis Stallings and Lewis B Kinchelow

Now on this day the Atty. prosecuting the pleas says he will no further prosecute the above cause It is therefore considered by the court that the Defts be discharged and go hence without day &c

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The Same
vs } Ind.t ading Kidnaping
Joseph Spalding

Same Order as above

The Same
vs } Ind.t A&B
Wm H. Kinchelow

On Motion this Cause is continued until the next term of this Court

August Term 1826 1st day

The State
vs } Ind.t. A & B
Simeon Lemee

On Motion this Cause is Continued untill the next term of this Court -

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The State
vs } Ind.t A & B
L. B. Kinsloe

Same Order as above

Francis Abby
vs } Petition for Divorce
Daniel P. Abby

Now on this day came the pl'ff by her attorny and the Defendant being three times Solemnly called came not and it appearing to the satisfaction of the Court that ~~publication~~ notice of the pendancy of this suit has been given in a public Newspaper agreeable to law and the Order of this Court It is therefore ordered adjudged and decreed by the Court that the Petitioner Francis Abby be divorced from her husband Daniel P. Abby and the bands of matrimony heretofore subsisting be dissolved to all intents and purposes and the Deft. pay the Cost and be in Mercy &c

August Term 1836 1st day

Jane Cartwright
vs
Samuel Cartwright } Petition for Divorce

Now on this day came the pltff by her attorney and it appearing the Defendant being three times solemnly called came not and it appearing to the satisfaction of the Court that Notice of the pendancy of this suit had been given in a public Newspaper agreeable to law and the order of this Court It is therefore ordered adjudged and decreed by the Court that the said Jane Cartwright be divorced from her Husband Samuel Cartwright and the bands of matrimony heretofore subsisting between them be declared to all intents and purposes and the Deft pay the Cost &c

William A Daniel
vs
Mary Daniel } Petition for Divorce

This Cause is dismissed at the pltffs Cost,

Now on this day Nathan Ashworth and Ebenezer Phillips two of the Commissioners appointed at the last Termm of this Court to devide and convey the real estate of Martin Slaten dec'd and Caleb & John Graves in the said County of Perry Made and acknowledged in open Court their report marked A & B & C & D marked C which was received & acknowledged by the

August Term 1826 Did dem

by the Court and ordered to be Spread at full length on the Complete record

Ordered that Court adjourn untill tomorrow morning 9 Oclock

J R Goodlett

Tuesday August the 29th 1826 Court met persuant to adjournment present the same Judges as yesterday

Elisha Harrison
vs
Johnson & Anderson
In Chancery

The Defts by their attorney Moved the Court to withdraw their Answer to the pltfs bill and file their demurrer which motion the Court took untill tomorrow to Consider

The State of Indiana
vs
Joseph Spalding
Ind't Bigamy

Now at this time came the Attorney prosecuting the pleas and the Deft in his proper person and for plea Saith that he is in no wise guilty in manner and form as he Stands Chargid in the Ind't and for trial puts himself on the Cuntry and the Attorney prosecuting the pleas doth the like and thereupon Came a Jury to wit, John Dennis Thos Givens Peter Trivett John Welborn

August Term 1824 2nd day

Wm Wagnon Peter Goad Charles Jones Jamy Barter John Snider Bennet Williams Benj. Harriet and Samuel Paterson twelve good and lawfull men who being elected tried and Sworn to try the issue Joined do say we of the Jury find the Defendant not guilty John Dunn Foreman Wherefore it is Considered by the Court that the Defendant be discharged and go hence without day and be in mercy &c

On Motion of Harris Wilson by Leave Walton Ordered that James Robb Aaron Bacon & John Dunbar be appointed Commissioners to devide the real estate of John Waggoner Dec? lying in the County of Posey between the heirs of the said John Waggoner Dec? and that they report their proceedings to this Court on tomorrow

J. B. Walker
vs } Assumpsit
John J. O'Brian

On Motion this cause is continued until the next term of this Court for an alias Capias

Peter Kimmel
vs } D. Attachment
Samuel Kimmel

On Motion this cause is continued until the next term of this Court for publication

August Term 1826 2nd day

Lewis B Kinchelae
vs } Slander
William A Kinchelae

On motion this cause is dismissed at the pltffs cost therefore it is Considered by the Court that the Deft recover of the pltff his cost and Charges by him about his defence in this behalf expended and the pltff in Mercy &c

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Lewis B Kinchelae & Wife
vs } Slander
William A Kinchelae

The Order as above

William A Kinchelae
vs } assumpsit
Lewis B Kinchelae

Same Order as above

Solomon Word assignee
vs } Debt
James M Creery guardian

Now on this day came the pltff by his attorney and the defendant being three times solomly called Came not but made default therefore It is Considered by the Court that the Plaintiff recover of the Defendant the Sum of one hundred and eight Dollars Debt with twenty three Dollars Sixty six cents damage Making in the whole the Sum of One hundred and thirty one

August Term 1826. 9th day

Dollars Sixty six Cents lawful money with interest thereon at the rate of Six per cent per Annum untill paid together with his Cost and Charges by him about his Suit in this behalf expended and the Defendant in Mercy &c

Robert McCoy
vs } In Debt
David Latham

Now on this day came Samuel Hall attorney in fact for the above named Defendant and confessed Judgment in favor of the plaintiff for the Sum of One hundred and forty two Dollars eighteen and ½ Cents Therefore it is Considered by the Court that the plaintiff recover of the Defd the Sum of One hundred and forty two Dollars eighteen and ½ cents with interest thereon at the rate of Six per cent per Annum untill paid together with his Cost and Charges by him about his suit in this behalf expended and the Defd in Mercy &c

Isaac Rogers
vs } Debt
Bradford Randolph & James Nelson & Thos James

Now on this day came the plff by his atty and the defendants being three times solemnly called Came not but made default it is therefore considered by the Court that the plff recover of the Defts Bradford Randolph and James Nelson the Sum

August Term 1826. 2nd day

having returned non est inventus) as to Thomas (Haines) The Sum of Seventy five Dollars Debt with one Dollar Seventy cents damage making in the whole the Sum of Seventy one Dollars Seventy cents with interest thereon at the rate of six per cent per annum untill paid together with his Cost and Charges by him about his Suit in this behalf expended and the Deft in Mercy &c

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North & Stewart
vs
Wm P. Watfield
} Debt

On motion this Cause is dismissed at the Defts Cost It is therefore Considered by the Court that the Plffs recover of the Deft their Cost and Charges by them about their Suit in this behalf expended and the Deft in Mercy &c.

Darius North
vs
Christopher Ashworth
} Covenant

Now on this day came the Plff by his Attty and the defendant being three times Solemnly called Came not but made default Therefore it is considered by the Court that the Plff recover of the Deft the Sum of Sixty five Dollars eighty three cents damage with interest thereon at the rate of Six per cent per annum untill paid together with his Cost and Charges by him about his Suit in this behalf Expended and the Deft in Mercy &c

August Term 1824. 2nd day

Saml Aldridge admr
vs
Thos Hargrave, Hezekiah Hargrave & Aaron Bacon } Debt

Now on this day came the ~~atty~~ plff by his atty and the defendants being three times solemly called came not but made default It is therefore considered by the Court that the plaintiff recover of the Defts the sum of Eight Eight Dollar, eleven cents debt with twenty one Dollars ninety six cents damage making in the whole the sum of One hundred and ten Dollars seven cents together with his cost and Charges by him about his suit in this behalf expended and the Defendants in mercy &c

John B Stinson
vs } appeal
Zepheniah Harrison

Now on this day came the parties by their attys and on motion there came a Jury to Wit, John Dunn, John Welborn, Chas Givens, James Burton, Peter Rivett, Chas Jones, John Bradley, William Albright, Samuel Gill, Bennet Williams, Benjamin Foriest & Samuel Paterson Twelve good and lawful men who being elected tried and Sworn do say we of the Jury find the Cow and Calf to be the property of Zepheniah Harrison

John Dunn foreman

And the plff by his atty moved for the Deft to shew cause on tomorrow morning why a new trial should not be granted -

August Term 1826 2nd day

Sam'l James & Wife
vs
James Taylor
In Chancery

On Motion this cause is Continued untill the next term of this Court

Ephraim Hacket
vs
Polly Hacket
Petition Divorce

On motion this Cause is Dismissed at the Pltf Cost

John Johnson
vs
William Nettleton
Replevin

On Motion this Cause is dismissed at the Pltffs Cost It is therefore Considered by the Court that the Deft recover of the Pltff his Cost and Charges by him about his defence in this behalf expended & the Pltf in mercy &c

Polly Duckworth
vs
James Nesler
Slander

On Motion this Cause is Continued untill the next term of this Court

Mary Alldridge by her father Henry Alldridge
vs
Hiram Bradley
Slander

Now on this day came the Pltff by her atty and dismissed the above Cause Therefore it is Considered by the Court that the Deft

August Term 1826 2d day

recover of the his cost and Charges by him about his defence in this behalf expended and the plff. in Mercy &c

Nicholas Murry
vs
Riddick Cartwright } Trespass A&B

On Motion this Cause is dismissed at the Defts Cost Therefore it is Considered by the court that the plff recover of the Deft his cost and Charges by him about this Suit in this behalf expended and the Defendant in Mercy &c

Stephen Boan
vs
Levi Robinson et al } Trespass A&B

On Motion this Cause is Continued until the next term of this Court —

William Barr
vs
David Wood } appeal

On Motion this Cause abates in Consequence of the death of the Defendant

David Waldron
vs
John Spence } Tavern.

On Motion this Cause is dismissed at the plffs Cost Therefore it is considered by the Court that the Deft recover of the plff his Cost and Charges by him about his defence in this behalf expended and the plff in Mercy &c —

August Term 1826 2nd day

Dam Lynn
vs } Debt
Jonathan Beeby et als
On Motion this Cause is dismissed at the plffs cost Therefore it is considerd by the Court that the Defendants recover of the plff their Cost and Charges by them about their defence in this behalf expended and the plff in Mercy &c

The Same
vs } Trespass Case
The Same
The Same order as above

On Motion Ordered that Thomas Dixon be discharged from his recognance to keep the peace towards William Kinny

Mathew Rea adm
vs } Debt
John Johnes adm
On Motion this Cause is continued untill the next term of this Court by Consent

Thomas Morris
vs } T.B.
William Hopson
On Motion this Cause is dismissed at the plffs cost therefore it is considered by the Court that the Deft recover of the plff his Cost And Charges by him about his Defence in this behalf expended and the plff in Mercy &c

August Term 1826 2nd day

John M R Delany admr.
vs
Aaron Bacon

On Motion of the plff by his atty this cause is continued until the next term of this Court with an order for an Attachment to issue returnable to the next term of this Court against Susana Clarke for not Attending the present term of this Court as a Witness in the above Cause.

John Shannon
vs
Peter Cottingham

In Chancery

This day came the Complainant by his counsel and the defendant although solemnly called as is by consent the defendant confesses Judgment in favour of the Complainant for the sum of One hundred and sixteen dollars thirteen ⅓ cents with the sum of fifty nine dollars & forty six cents in damages making in the whole the sum of one hundred and Seventy five dollars and fifty nine cents. Wherefore it is considered by the Court that the Complainant recover of the defendant the sum aforesaid confessed together with cost &c and that the said Complainant have execution therefor as in cases at Common Law. It is however agreed by and between the parties aforesaid that if the said defendant replevies said Judgment by giving good and sufficient security to be approved of by the clerk, that he the said defendant shall have twelve months from this time to pay the same.

August Term 1826 3rd day

Ordered that Court adjourn untill tomorrow Morning 8 O'Clock

J B Goodlet

Wednesday August 30th 1826 Court met persuant to adjournment Present same Judge as yesterday

Elisha Harrison vs Anderson & Johnson } In Chancery

The motion made on yesterday to withdraw the answer and demur was over ruled by the Court

John B Hinton vs Zephaniah Harrison } Appeal

The Motion made on yesterday to shew cause why a new trial should not be granted in the above cause was discharged Therefore it is considered by the Court that the Defendant recover of the plaintiff his costs and Charges by him about his defence in this behalf expended and the ~~Defendant~~ Plaintiff in Mercy &c

Now on this day came Joseph R Walker and acknowledges himself indebted to the State of Indiana in the sum of One Hundred Dollars to be levied on his goods and Chattles lands and tenements of Defendant be made in the condition following to wit That the said Joseph R Walker shall appear here on the

August Term 1826 3rd day

first day of the next term of this court to give evidence in behalf of the State of Indiana on an Indictment against James Conlen for Perjury. And not depart the Court Without leave then this recognizance to be void else to remain in full force and virtue in law

On motion Ordered that John M.C. Gregory admr of the estate of Wm Clark dec'd be allowed the Sum of Eighty three Dollars Seventy five cents for his services and expence as admr as per it being the amount of his account this day filed in the Clerks office

The State of Indiana
vs
James Stallings & Wright Stallings
Scire facias

Now on this day came the defendants in their attorney and moved the Court to quash the Scire facias which motion was sustained by the Court Wherefore it is Considered by the Court that the Scire Facias herein be quashed

The State of Indiana
vs
John Stallings
Indt Mam Stealing

Now on this day came the defendant attorney prosecuting the pleas and the deft in his proper person and plead not guilty and for trial puts himself on the Country and the attorney prosecuting the pleas doth the like and thereupon came a Jury to

August Term 1826 5th day

Peter Goad Peter Rivett Charles Givens Eli Robb John Dunn Simeon Moore John Aldridge Solon Snider John Milburn Chal Jones Bennet Williamson Benjamin Foriest Twelve good and lawful men who being elected tried and sworn do say we of the Jury find the Defts not guilty So the Dunn Simeon Moore it is Considered by the Court that the Defts be discharged and go hence without day and be in mercy &c

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The State of Indiana
vs
John & Morey Stallings
} Scire facias

On Motion this cause is dismissed at the Defendants cost

The Judge of Warrick County
vs
Dann Dynn et al
} Scire facias

On Motion this Cause is continued until the next term of this Court

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Archabald McClure
vs
Dann Dynn
} Debt

On Motion this Cause is Continued until the next term of this Court

August Term 1826 3rd day

John Vandever
vs } Appeal
David & Robert Wilson
On motion this cause is Continued until the next term of this court on the affidavit of the plff with leave to take depositions &c

Hugh Todd Treasurer
vs } Appeal
Francis Hamilton & Jeremiah Hargraves
Now on this day came the plff by his attorney and dismissed the above cause Wherefore it is considered by the court that the Defendants recover of the plff their cost and charges by them about their defence in this behalf expended and the plff in mercy &c

Solomon Ward assignee
vs } Debt
James McCreary Gardener
On motion the default entered on yesterday in the above cause is set a side and the above cause is continued until the next term of this court on the affidavit of the Defts

Reddick Cartwright
vs } Domestic Attachment
Samuel Cartwright
Now on this day came the plff by his attorney and the Defendant being three times solemnly called came not but made default Wherefore on motion it is considered by the court that the plff recover of the Defts the sum of Eighty four

August Term 1826 3d day

Dollars ninety one cents debt with four Dollars eighty cents damages making in the whole the sum of eighty nine Dollars and Seventy one cents lawfull money with interest thereon at the rate of Six per cent per annum untill paid together with his cost and charges by him about his suit in this behalf expended and the Defendant in mercy &c and Continued as to James Taylor the garnishee

Jacob Varner
vs } Trespass on the case
James Durley

Now on this day came the parties by their attys and defendant filed his plea of not gilty which was joined by the plaintiff and on motion there came a Jury to wit John Dunn Charles Jones David Jones James James Barker Peter Stoal Peter Rivett Charles Stivers John Welborn Benjamin Forrest Burnet Williams Wm Albright and Samuel Hill twelve good and lawfull men who being Elected tried and Sworn to try the issue Joined do say we of the Jury find the Defendant gilty and assess the plaintiffs damages to four hundred and Seventy nine Dollars Sixteen ⅔ cents John Dunn foreman

Wherefore on motion it is considered by the Court the plff recover of the Deft the Sum of four hundred and Seventy nine Dollars Sixteen and ⅔ cents with Interest thereon at the rate of Six per cent per annum untill paid together with his cost and Charges by him about his suit in this behalf expended And the Deft in mercy &c

August Term 1826. 3rd day

James O Drake
vs } Ejt Covenant
Wm H Kincheloe & John Stallings

Now on this day came the plff and the Defendants in their proper person and Confessed Judgment in favor of the plff for the sum of Sixty four Dollars Wherefore It is considered by the court that the plff recover of the Defendants the sum of sixty four Dollars with interest thereon at the rate of six per cent per annum until paid together with his cost and charges by him about his suit in this behalf expended and the Defts in Mercy &c

The Grand Jury came into court and returned the following Indictments (to wit,

The State of Indiana
vs } Indt Perjury
James Conlin

The Same
vs } Indt A & B
Thomas Duty

The Same
vs } Indt A & B
Solomon Nesler Junr

The Same
vs } Indt A & B
Reddick Cartwright

August Term 1826 3rd day

The State
vs
David & Campbell } Indt. & Def

The same
vs
Jonathan Webb } Indt. & Def

The same
vs
James Edwards } Indt. & Def

The same
vs
James & Fowler } Indt. & Def

The same
vs
James Edwards } Indt. & Def

The same
vs
John Breeze & David Ridenhour } Indt. & Affray

The same
vs
Ephraim Lilly } Indt. & Def

The same
vs
Joseph Webb } Indt. & Def

August Term 1826 3rd day

The Same
vs. In Ind. Act 43
Levi Robinson

Ordered that the Defendants in the above causes be held to bail in the sum of $100 each and security in $50. and Same Conlin in $500 with security in $250. and having no further business were discharged each allowed for three days & John Duckworth Bailiff $2.25

The State of Indiana
vs In Ind. Act 43
Laney Edwards

Now on this day came the atty prosecuting and the Deft by his father and plead guilty and threw himself on the mercy of the Court Wherefore it is Considered by the Court that he make this fine to the State of Indiana in the Sum of One Dollar to be appropriated for the use of a Seminary of learning for the County of Posey and ~~to pay the Costs of prosecution~~ Stand Committed until &c fine and Costs are paid

The Same
vs In Ind. Act 43
The Same

The Same plea & Judgment as above

August Term 1826 3rd day

The State of Indiana
vs } Indt Affray
David Ridenour

Now on this day came the attorney prosecuting and the Defendant in his proper person and plead gilty and threw himself on the mercy of the court wherefore it is considered by the court that he make his fine of two Dollars to the State of Indiana to be rendered for the use of a public seminary for the County of Posey and that the Defendant stand Committed untill the fine & costs are pay the Cost and be in mercy &c
Paid

The Same
vs } Indt A & B
Joseph Webb

The Same plea and Judyment as above

The Same
vs } Indt A & B
Jonathand Webb

Now on this day came the attorney prosecuting the pleas and the Deft in his proper person and plead gilty and three himself on the mercy of the court Wherefore it is Considered by the court that the Defendant make his fine of three Dollars to the State of Indiana to be rendered for the use of a public Seminary for the County of Posey and that the Deft pay the Cost ~~And be in mercy &c~~
Stand Committed untill the fine and Costs are Paid

August Term 182[illegible] 3rd day

Charles Battee
vs } Appeal
Benjamin Stallings

Now at this time came the plff in his proper Person and the Defendant being three times solomly called came not Wherefore on Motion it is considered by the Court that the Judgt of the Justice of the peace be made the Judgment of this Court and that the Plff recover of the Defendant his cost & Charges by him about his suit in this behalf expended and the ffs Defdt in Mercy &c

James Black
vs } Scire facias
John Walker

Now on this day came the plff by his attorney and the Defendant being three times solomly called came not but made default Wherefore it is considered by the Court that the Judgment of the Justice of the peace be made the Judgment of this court and that the plaintiff recover of the Defendant his cost and Charges by him about his suit in this behalf expended and the Defendant in Mercy &c

August Term 1826 3rd day

The County Board of Justices
vs } Covenant
Samuel Gill et al
On Motion this cause is Dismissed at the Defts Cost

Robert Wilson
vs } Covenant
Larkin Stallings & Hardwick Stallings
This cause is Dismissed at the Defts Cost

The Judges of Knox County
vs } Debt
John J O'Brian et als Executors
Now on this day came the Plff by their attorneys and the Defendants being three times Solomly called Come not Whereupon it is considered by the Court that Judgment do go against John J O'Brian one of the Defts (the Shff having returned Non est inventus as to the others) for the Sum of fifteen hundred Dollars the Amount in the Plffs Declaration mentioned And that a Scire facias do issue against the said John J O'Brian to shew Cause why execution should not be issued on this Judgment

August Term 1826 8th day

Daniel Stewart
vs
William Stallings } Appeal

On Motion this cause is Continued until the next term of this court

Jane Webb
vs
Jonathan Webb } Petition for Divorce

Now on this day came the parties by their attorneys and submitted the above cause to the Court for Consideration and after having heard the testamony It is Considered by the Court that the Defendant Jonathan Webb be divorced from his wife Jane Webb and that the Bands of Matrimony heretofore existing be dissolved and that the Defendant pay the Cost &c.

Now on this day came Jane Conlin Aaron Bacon & Charles Conlin and acknowledged themselves indebted to the State of Indiana Jane Conlin in the sum of five hundred Dollars and Aaron Bacon and Charles Conlin Jointly and severally in the sum of Two hundred and fifty Dollars to be levied on their respective goods and chattels Lands and tenements if default be made in the Condition following to wit that the said Jane Conlin shall appear

August Term 1826 3d day

here on the first day of the next term of this Court ~~and to~~ to be holden on the fourth Monday of February next then and there in our said Court to answer unto an Indictment found against him by the grand Jurors for Perry and ~~not~~ Bladen and perform the sentance and decree of the said Court then this recognizance to be void else to remain in full force and vertue in law

Joseph Pickle
vs
Martha Pickle } Petition for divorce

Now on this day came the plaintiff by his attorney and the Defendant being three times solomly called came not but made default Wherefore it is considered by the Court that the Plaintiff Joseph Pickle be divorced from his wife Martha Pickle and the Bands of Matrimony heretofore subsisting between the said Joseph Pickle and Martha Pickle be dissolved to all intents and purposes and that the Defendant pay the cost and be in Mercy &c

August Term 1826 3rd day

Dawson this day came in open Court Milton Forest a minor heir of Memorial Forist dec'd and chose James McCrery for his guardian Whereupon the Court does appoint the said James McCrery guardian for the said Milton Forrest Whereupon he the said James McCrery entered into bond in the penalty of four hundred Dollars with Security which was approved of by the Court and the said said James McCrery was qualified into office

Now on this day James Robb Aaron Bacon & John Dunbar the Commissioners appointed on yesterday came into Court to devide the real estate of John Waggoner dec'd in the County of Posey came into Court and reported that the said estate cannot be devided without grate Prejudice to the proprietors Wherefore it is Ordered that the said Commissioners do Sell at public vendue in the Town of Mount vernon on the first saturday of October next all the lots in the said Town of Mt Vernon belonging to the said estate of John Waggoner dec'd for Cash after giving twenty five days Notice of the time and place of the sale by written advertisement Set up in three of the most public places in the said County and pay the Money arising therefrom to the said heirs of the said John Waggoner dec'd and their guardians

August Term 1826 3rd day

On Motion of James Taylor by K Daniel his attorny Ordered that an Execution issued from the Clerks office of Posey Circuit Court against Joseph Spalding James Taylor and Diane Lynn On the 23d day of April 1823 returnable On the 4th Monday of May 1823 On a Judgment in the said Circuit Court rendered on the 27th day of February 1821. against Joseph Spalding & James Taylor in favor of Alex. Hill Agent for the County of Posey be and the same is hereby quashed And also an Alias Execution issued on the said Judgment against the aforesaid Defendants on the 16th day of March 1825 for the Sum of eighty five Dollars 63 Cents in favor of the Agent of Posey County be and the same is hereby quashed —

Ordered that Court adjourn until tomorrow Morning 9 Oclock

J R Goodlet

August Term 1826. 4th day

Thursday August 31st 1826 Court Met pursuant to adjournment Present the same Judges as yesterday

The County Board of Justices
vs
Jesse B Welborn et als
Covenant

By Consent this Cause is Dismissed at the Defendants Cost Therefore On Motion it is considered by the Court that the Pltffs recover of the Defendants their Cost and Charges by them about their Suit in this behalf expended and the Defts in Mercy

On the application of William Albright Ordered that James Robb Aaron A. Andrews and Aaron Bacon be appointed Commissioners to devide the real estate of Adam Albright Dec'd lying in the County of Perry Between the heirs of the said Deceased and that they report their proceedings to the next term of this Court

John Eledge
vs
Archabald Robenson
Trover

On Motion this Cause is dismissed at the pltffs Cost Therefore it is Considered by the Court that the Defts recover of the pltff his Cost and Charges by him about his Defence in this behalf expended and the pltff in Mercy &c

August Term 1826 4th day

Stephen Kinchelow
vs } Replevin
Lewis B Kinchelow

On Motion this Cause is dismissed at the pltff Cost therefore it is Considered by the Court that the Defendant recover of the pltff his Cost and Charges by him about his defence in this behalf expended and the pltff in mercy &c.

John Johnson
vs } Divorce
Ephraim Hacket

On Motion this cause is Continued until the next term of this Court by Consent

Darius North
vs } In Chancery
Squire Mcfadin

On Motion this Cause is Dismissed at the pltff Cost

Isaac Alldridge
vs } Petition for Divorce
Isaac Alldridge

Now on this day came the parties by their attorneys and submitted the above Cause to the Court Whereupon it is Considered by the Court that the above Cause be dismissed at the pltffs Cost and the pltff in mercy &c

August Term 1826 4th day

Edmund Bacon
vs } Petition Divorce
Nancy Bacon

This cause is continued untill the next term of this court for advisement

Andrew McMadin
vs } In Chancery
Jesse G. McBorn

On motion this cause is continued untill the next term of this court

Elisha Harrison
vs } In Chancery
Johnson & Anderson

Whereas at the August Term of this Court 1825 the following order was made and entered on the rule minuits of the Court to wit, Samuel Hall filed the opinion of the Supreme Court in this suit reversing the former decree of this Court herein. Cause Continued. Leave to amend bill and answer - Which order was ordered to be entered on the Order Book by the Clerk and whereas the defendants Counsel came now in Court and moved the court to have the said order entered Now for then which was accordingly done Whereupon the Complainants Counsel moved to set aside said order which motion was overruled by the Court and this cause continued untill the next term of this Court whereupon it was agreed between the Counsel for the parties that the amended answer should be furnished the Complainants

August Term 1826 4th day

counsel by the first Monday in December next or a Decree should be taken for failure so to do

Hugh Todd
vs In Chancery
Jese M Welborn

Now on this day came the parties by their Counsel and after hearing the Cause the Court gave the following decree to wit, that the Judgment of the Justice of the peace in said Bill be perpetually enjoined And that the complainant pays the said defendant the sum of fifty nine Dollars Thirty one ¢ Cents with interest from the Second day of October 1823 and the cost of this suit be equally devided and paid by the parties complainant and defendant equally

The parties paid the interest paid in full 3 March 1827 J.M. Welborn

Now on this day came in open Court Reddick Cartwright and Ephraim Hacket and acknowledged themselves indebted to the State of North Carolina Reddick Cartwright in the Sum of one hundred Dollars and Ephraim Hacket in the Sum of fifty Dollars to be levied on their respective goods and chattles lands and tenements if Default be made in the Condition following to wit that the said Reddick Cartwright shall appear here on the first day of the next Term of this Court to be holden on the 4th monday of February next and answer unto an Indictment found against him by the grand Jury at the present Term of this Court for Affault and Battery and

August Term 1826 4th day

abide by, and perform the Sentence and decree of the said Court and not depart without leave then this recognance to be void else to remain in full force and virtue in law—

Jesse C. Welborn
vs } Appeal
Nathan Ashworth executor

Now on this day came the plaintiff and defendant in their proper persons and submitted the above cause to the Court. Wherefore it is considered by the Court the Judgment of the Justice of the peace be reversed and that the Defendant recover of the plff. his cost and charges by him about his defence in this behalf expended and the plff. in mercy &c

James Taylor
vs } Sci. fa. Garnishee
Robert Owen

The same
vs } Assumpsit
The same

Moses Moss
vs } Assumpsit
Robert Owen

Wm. McDaniel
vs } Assumpsit
Robert Owen

August Term 1826 4th day

Now on this day came the parties by their attorneys in the above causes and the Defts By his attorney moved the Court to change the Venue in the above causes; after argument the Court are of opinion that the Motion be over ruled to which opinion of the Court the Defendant by his attorney excepts and files his bills of exception which is signed by the Court

in each case for this Cumberland Clerk

and that the Deft shall pay the Pltfs five Dollars to be taxed by the Clerk

James Dunn & Wife
vs
Jesse M Welborn
} Assumpsit

Now on this day came the parties by their attorneys and the Deft filed his plea of non assumpsit which was joined by the Pltff and on motion there came a Jury to wit Charles Sivers Henry Aldridge John Burlison Thomas Black Nathan Ashworth John Crumpton George Backman Bennet Williams Samuel Price, David Jones Charles Jones & Benjamin Forrist twelve good and lawfull men who being elected tried and sworn to try the issue joined do say we of the Jury find for the plaintiff and assess their damage at three Dollars. Nathan Ashworth forman The Defendant by his attorney then moved for a new trial which Motion was overruled by the Court Wherefore on Motion it is considered by the Court that the Pltff recover of the Defendant the sum of three Dollars with interest thereon at the

August Term 1828 4th day

rate of Six per cent per Annum until paid together with their costs and charges by them about their suit in this behalf expended and the Defendant in mercy &c.

+Polly Patterson proved 2 days attendance as a Witness in the above Cause

Longstreth & Bailey
vs
Jesse G. Welborn

Scieri facias

Now on this day came the plaintiffs by their attorney and the Defendant in his proper person and confessed Judgment in favor of the plff. Baily & Longstreth having departed this life for the Sum of Eleven hundred and twenty eight Dollars ninety seven and a half cents. With an express agreement that no execution shall be issued for the space of twelve months, therefore it is considered by the Court that the plff. Baily recover of the Defendant the Sum of Eleven hundred and twenty eight Dollars ninety seven and a half Cents with interest thereon at the rate of Six per cent per Annum until paid together with his cost and charges by him about his suit in this behalf expended and the Defendant in mercy &c. Augt. 7th 1828. Rec.d $380 on this Judgt

August Term 1826. 4th day

The State of Indiana
vs } Ind. Att'y
Solomon Nesler Jun.

Now on this day came the attorney prosecuting the pleas and the Deft in his proper person and Plead guilty and threw himself on the Mercy of the Court Wherefore it is Considered by the Court that he make his fine of one Dollar to the State of Indiana to be rendered for the use of a public Seminary for the County of Posey and that the Deft Stand Committed until the fine and costs are paid

Fine paid $1-

The Same
vs } Ind. Att'y
David H Cambell

The Same plea and Judgment as above
fine and costs paid $3.50

Ordered that John Noel bailiff of the Travers Jury be allowed $3 for his service at the present term of this court.

Now on this day Came Amable Lamy Robt and John Walls the Commissioners appointed to devide and Convey to James H Wiggins a certain tract of land filed their proceedings which was recd by the Court and ordered to be spread at length on the Complete record

August Term 1824 4th day

Now on this day Clement Whiting Garretson Jaques and James Robb the Commissioners appointed to devide and convey the real estate of Samuel Murphy Dec'd filed their proceedings which was rec'd by the Court. and Ordered to be spread at full length on the Complete record

Ordered that all causes pending at this term of the Court and not otherwise disposed of be and the same are hereby continued untill the next term of this Court

Ordered that Charles J Battle be allowed the sum of Eleven Dollars for his services as prosecuting Attorney at the present term of this court

Ordered that Court adjourn untill Court in Course.

J R Goodlett

Viewe was that part of the Mule road that runs out from Vincennes to the river Wabash in the best direction to Shawneetown that is located in the County of Posey Beginning at the East line of the County of Posey, thence South 88 deg. west 10 chains thence South 74 deg. west 44½ chains thence South 73 deg west 31 links to the 91st mile Tree — thence North 75 degrees west 44½ chains, thence north 60 deg west 11 chains, thence North 67 deg west 9½ chains, thence south 53½ deg. west, 54½ chains, thence South 76 degrees west 6½ chains, thence South 35½ west 54½ chains, thence south 1 deg west 6 chains, thence South 10 East 12½ chains, thence south 26 deg west 80 chains, thence South 45 deg. west 7 chains thence south 54½ west 84 chains, to the 99th mile Tree — thence S 53½ deg west 80 chains, thence south 80 deg west 54½ chains thence South 49 deg 54½ chains, thence south 10 deg west 11 chains, thence south 63½ deg west 8 chains, thence south 58 deg west 130 chains thence south 65½ deg west 9 chains, thence South 5° deg west 50 chains, thence north 84½ deg West 16 chains, thence south 53 deg west 54½ chains to the 98th mile Tree — thence south 53 deg west 11 chains, thence South 33 deg west 6 chains thence South 29 deg west — 9½ chains thence south 26 deg west 25 chains, thence north 67 deg west 11½ chains thence South 69½ deg west west 10 chains, thence south 80 deg west 54½ chains, thence north 83½ deg west 6½ chains to the 97th mile Tree — thence north 80½ East west 4½ chains, thence South 53 deg west — chains, thence north 75 deg west 12 chains, thence South 88 deg west 10 chains thence south 79 deg west 5 chains, thence south 89 deg west 4 chains, thence South 74 deg west 9 chains,

Thence South 81 deg west 4 chains, thence South 7½ deg west 6½ chains, thence south 6½ deg west 12 chains, thence south 71 deg west 9 chains, to the 99th mile Tree

Thence south 89 deg west 11½ chains, thence north 86 deg west 6¼ chains, thence south 89 deg west 6½ chains, thence thence south 87 deg west 5½ chains same course 8½ chains, thence north 4 deg west 18 chains thence north 63 west 4 chains, thence north 71 deg west 6 chains, thence north 6¼ deg west 4 chains, thence north 62 deg west 5 chains, thence thence north 89 deg west 7¼ chains, thence north 41 deg west 2½ chains, to the 99 mile Tree

Thence north 41 deg west 6¼ chains, thence north 89 deg west 6 chains, thence north 87 deg west 7½ chains thence south 72 deg west 6½ chains. thence north 87 deg west 8 chains, thence north 82½ deg west 11 chains, thence west 4½ chains. thence south 7 deg west 6¼ chains, thence south 58 deg west 7½ chains thence south 55 deg west 11 chains to the 100th Mile Tree

Thence south 81 deg west 13 chains, thence south 89 deg west 3¼ chains, thence south 11 deg west 13 chains thence south 6¼ deg west 13 chains, thence south 6¼ deg west 4¼ chains to the 101st mile Tree

Thence south 6¼ deg west 2¼ chains, thence south 89 deg west 11½ chains thence south 83½ deg west 8½ chains, thence south 81 deg west 11¼ chains, thence south 85½ deg west 11¼ chains, thence south 86 deg west 9 chains thence south 20 deg west 13 chains, thence south 38½ deg west 7¼ chains to the 102nd mile Tree

Thence South 38½ deg west 11 chains, thence south 30 deg west 7 chains, thence south 71 deg west 3½ chains. thence south 89 deg west 11 chains. thence south 71 deg west 3½ chains, thence south 61 deg west 4 chains thence

South 36 deg West 6¼ chains, thence south 63 deg E
chains, thence South 8 deg west ½ chain thence north
86½ deg west 5¼ chains, thence South 70 deg west 8 chains
thence north 56 deg west 5¼ chains, thence north 66 deg
west 4¼ chains, thence [illegible] deg [illegible] chains
thence north 12 deg west 3 chains to the 102d mile
Tree — thence north 7 deg west 3½ chains, thence
north 76 deg west 9 chains, thence north 37 deg west 4½
chains thence north 33 deg west 21 chains, thence
north 7¼ deg west 2 ¾ chains to the 104th mile Tree
Thence north 72½ deg west 20 chains, thence west 6
chains, thence north [illegible] deg west 10 chains to the
105th mile Tree — thence north 78½ west 6 chains
thence north 82 deg west 23 chains, thence south 64
deg west 2 chains, to the centre of main Street in
Mountpleasant thence south 64 deg west 20 chains to
the 106th mile Tree — Thence South 47 deg west 3
chains thence south 45½ deg west 9 chains thence south
41 deg west 14¼ chains thence South 2 deg west 1¼
chains thence South 8½ deg west 10 chains thence South
58 deg west 10¼ chains thence South 38 deg west 9 chains
to the 107th mile Tree — —
Thence south 82 deg west 6½ chains thence south 87
deg west 3½ chains thence South 45 deg west 5
chains thence south 61 deg west 2½ chains, thence
south 2 Sdeg west 12 chains thence south 38½ west
10 chains thence south 43½ deg west 10½ chains thence
south 42 deg west 15 chains thence south 2½ deg
west 8 chains thence south 35 deg west 2 chains thence
south 4 deg west 5 chains to the 108th mile Tree —
Thence South 12 deg west 3½ chains thence south
23 deg west 6 chains thence South 3 deg west
8 chains thence south 12 deg west 10 chains

Thence South 21 deg west 4 chain thence south 34 deg west 4 chain thence South 15 deg west 4 chain thence south 10½ deg west 6½ chain thence South 22 deg west 10½ chain thence South 34½ deg west 4 chain thence South 17½ deg west 3½ chain thence south 31½ deg west 9 chain thence south 32 deg west 3 chain to the 119th mile Tree

Thence south 21½ deg west 7½ chain thence South 3 deg west 3½ chain thence South 32 deg west 4 chain thence south 11 deg west 16 chain thence south 7 deg west 7 chain thence south 3½ west 6½ chain thence South 11½ deg East 5 chain thence South 17 deg East 3½ chain thence south 27½ deg East 4½ chain thence South 25 deg East 8 chain thence South 24½ deg East 12 chain to the 110th mile Tree

Thence South 24 deg East 4 chain thence [illegible] deg east 5 chain thence south 7 deg east 11½ chain thence south 11 deg east 6½ chain thence [illegible] 11½ chain thence South 21 deg west 15 chain thence south 12 deg east 1½ chain to the 111 mile Tree

Thence South 4 deg East 23½ chain thence south 13 deg East 24½ chain thence south 1 deg east 12 chain thence south 1 deg east 1 chain to the 112th mile Tree Thence South 15½ deg west 22 chain thence south 6 deg East 24 chain thence south 12½ deg 16 chain thence south 29½ deg east 8 chain thence South 8 deg east 22 chain thence south 23 deg west 13 chain thence south 30 deg west 6 chain to the 113th mile Tree

Thence South 30 deg west 5 chain thence south 2 deg west 30½ chain thence south 1 deg west 6 chain thence south 22 deg west 10 chain thence south 30 deg west 3½ chain thence south 35 deg west 7 chain thence south 30 deg west 15 chain to the 114th mile Tree thence South 30 deg west 13 chain thence south 25 deg west 2 chain thence south 38 deg west

2½ chain thence south 20 deg west 8 chain thence south 40 deg west 3 chain thence South 32 deg west 4 chain thence South 1½ deg west 8 chain thence south 5 deg west 6½ chain thence south 1 deg east 7 chain thence south 5 deg west 4 chain to the 115½ mile Tree — Thence South 2 deg west 11 chain thence south 2½ deg west 8½ chain thence south 17 deg west 2½ chain thence South 20 degrees west 10 chain thence south 35 deg west 6½ chain thence south 12 deg west 4½ chain thence south 31 deg west 4 chain to the 116 mile Tree — Thence South 2 deg west 12 chain thence South 45 deg west 15½ chain thence south 39 deg west 16 chain same course 5½ chain thence South 85 deg west 6½ chain thence north 67 deg west 14 chain thence north 75½ west 6 chain thence north 85 deg west 5 chain to the 117½ mile Tree — — Thence north 35 deg west 2 chain thence north 50 degrees west 2½ chain thence north 63 deg west 4 chain thence north 35 degrees west 1½ chain thence north 40 degrees west 6 chain thence north 84 deg west 3 chain thence north 64½ deg west 9 chain thence south 62 deg west 11½ chain thence south 45½ deg west 5 chain thence south 40 degrees west 8 chain thence South 39 degrees west 5 chain thence South 4 deg west 8 chain thence South 45 deg west 2 chain to the 118th mile Tree — Thence South 45 deg west 13 chain thence north 84 deg west 2½ chain thence north 59½ deg west 7 chain thence north 40½ deg west 6 chain thence north 44 deg west 4½ chain thence north 71 deg west 12 chain thence south 21 deg west 2 chain thence South 43½ deg west 22½ chains,

Thence 76 deg west 1/2 chain to the 11th mile Tree
Thence south 76 deg west 9 chains thence south 89 deg
west 3 2 chains thence south 65 degrees west 9 chains
thence south 89 deg west 8 chains 8 chains thence south
56 1/2 deg west 10 1/2 chains thence South 58 deg west 13
chains to the Wabash River near the mouth
N.B. Variation of the compass 5 1/2 deg East of North
Each chain in length 66 feet on Hickory bottom
perches The chain is divided in to 100 links each link
being in length 7 92/100 inches
Chester Elliot Surv

Recorded October the 4th 1826
J. P. Drake Clk P.C.

State of Indiana
Posey County
North America } I William Conley one of the
Justices of the peace for the County and State aforesaid
do certify that Charles Alexander Lesueur late of
the Kingdom of France is now alive and resident
in north America in the State of Indiana County
of Posey, and Town of New Harmony
Given under my hand and seal of office this
30th day of September A.D. 1826
Recorded October 30th 1826 } William Conley J.P.P.C.
J. P. Drake Clk

State of Indiana
Posey County } Ss. I James P. Drake Clerk
of the Circuit Court of said County, do certify
that William Conley whose name is

signed to the above certificate, is now and
was at the time of signing & sealing the
same an acting Justice of the peace duly
commissioned and qualified and that due
faith and credit ought to be given in
all his official acts as such.
In Testimony whereof I have hereunto
set my hand and affixed the
Seal of said Court at Mountsville
this 20th day of October A.D. 1826
W.J. Drake Clk

The following is the pannel of Grand Jurors
for February Term 1827. to wit,
Nathaniel Merit, Moses Calvin, John Cox
Wm. Aldridge, Elijah Allen, Asher Calvin
Wm. Hutchings, Robert Owen, Wm Hogan
David Hotchkiss, James [illegible] Allen
Rudolph, Robert Downen, Clement Whiting
Benj. Clark, James Crop, Thomas Cully
Lewis Cobb.
And the following is the pannel of Petit
Jurors for Feby. Term 1827 - To Wit,
Dan'l Cox, Morgan Caton, Jas Butler, Conrad
Winemiller, Richard Chamney, L. D. Sacer, Henry
Travers, Jacob Dehnabel, Sargent Kellogg, Chas
Whiting, Jun'r, Little Riley, John Donaldson, Enos
Sentley, Jesse [illegible] Underwood, Wm Price, John W
Jaquess, John Cleveland, Wm Cady, Thos Wade
Wilson Leichtenger, Thos Peel, John Brooks &
Chas Purcell

February Term 1827. 1st day

At a Circuit Court began and held in the Town of Mountvernon in and for the County of Posey on Monday the 26th day of February A.D. 1827 When Present.

The Hon. S. C. E. Goodlett P.J.

Andrew Gwatt }
Zacheriah Wade } Assoc.

The Sheriff returned in Court a panel of Grand Jurors the following of whome appeared and took their Seats to Wit Solomon Noel foreman Allen Rudolph Virgil Allen Luther Calvin Robert Downey Elbert Calvin Jonny Calvin Wm Jennings Wm Eldridge Joseph Cutlip James Cox Alexander Rogers David Tibbs & John Cox fourteen good and lawfull men. Who having Rec'd their charge from the bench and retired to Consult of Presentments

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The State of Indiana
vs } Ind. A.&B.
Simeon Schince

Now at this time Came the attorney prosecuting the pleas and the Def't in his proper person and plead gilty and threw himself on the Mercy of the Court Wherefore it is Considered by the Court that the Def't Make his fine of one Dollar to the State of Indiana to be rendred for the use of a public Seminary for the County of Posey together with Costs of Prosecution and Stand Committed until the fine & Costs are paid

February Term 1827. 1st day

The State of Indiana
vs } Easterday
James Stallings

On Motion this Case is continued untill the next term of this Court.

The Same
vs } Ind.t A & B
Thomas Daty

Same Order as above

The Same
vs } Ind.t Affray
John Barge

Now at this time Came the Atty Prosecuting the pleas and the Def.t in his Proper person and for plea saith that he is in no wise gilty in manner and form as he Stands charged in the Ind.t and for trial puts himself on the Country and the Attorney prosecuting the pleas doth the like And thereupon Came a Jury to Wit Conrad Minamiller Wm Price Sargent Alloff Marcan Eaton Edward Freed Johnabel Ebenezer Phillips Danl Cox Lytle Wiley Thos Wade James Butler & Richd Ramsey Twelve good and lawfull men who being Elected tried and Sworn do say We of the Jury find the Deft not gilty Lytle Wiley Foreman

Whereupon it is considered that the Dft be discharged &c

February Term 1827. 1st day

The State of Indiana
vs } Indt. A & B
Riddick Cartwright

Now on this day Came the atty prosecuting the pleas and the Deft in his proper person and for plea saith that he is in no wise guilty in manner and form as he stands Charged in the Indictment and for trial puts himself on the Cuntry and thereupon Came a jury to wit, John Alldridge, Archabald Scott Jacob Long, Archabald McCutchen, Joseph Lee, William Parr, David Wilson, Lemuel Pinkston Jacob Crow, Elisha Cutler, Wm Pickerell and Wm R. Greene Twelve good and Lawfull men who being elected tried and sworn do say we of the Jury find the Deft guilty and assess his fine to Twenty five Cents

Wm R. Greene foreman

Wherefore it is considered by the Court that the Deft make his fine of Twenty five Cents to the State of Indiana to be rendered for the use of a Seminary of Learning for the County of Posey together with Costs of Prosecution and the Deft Stand Committed untill the fine and Costs are paid —

The Same
vs } Indt. A & B
James Nesbet

On Motion this Cause is Continued untill the next term of this Court for an Alias Capias

February Term 1827. 1st day

The State of Indiana
vs } Ind. A&B
Ephraim Lilly

On Motion this Cause is Continued untill the next term of this Court

The Same
vs } Ind. A&B
Levi Robenson
Same Order as above

Elisha Harrison
vs } In Chancery
Johnson & Anderson

On motion this Cause abates on reason of the death of the plff and [illegible] On Motion of C. B. Butler Esq. Ordered that a Scire facias do issue returnable to the next term of this Court against the Defts to revive the suit in the name of Chas. B. Butler and Isaac Fairchild Admrs. of the said Deceased.

Andrew McFadin
vs } In Chancery
Jesse D. Melborn

On motion of the plff by C. B. Butler his attorny Ordered that the above Cause be Continued untill the next term of this Court.

February Term 1827 1st day

Samuel James & Wife
vs In Chancery
James Taylor

Now on this day came the plffs by Rich. Daniel their atto and dismissed the above Cause It is therefor Considered by the Court that the Defts recover of the plffs his costs and Charges by him about his defence in this behalf expended and the plffs in mercy &c

Daniel & Stewart
vs Appeal
Wm Hastings

On this day Came the plffs and dismissed the above Cause therefor it is considered by the Court that the Defts recover of the plffs his costs and Charges by him about his defence in this behalf expended and the plffs in mercy &c

James Taylor
vs Slander
Robt Owen

Now on this day Came the parties by their attornies and by Consent this Cause is Dismissed at the Defendants Costs therefor it is considered by the Court that the plff recover of the Defts his Costs and Charges by him about his suit in this behalf expended and the Defts in mercy &c

February Term 1827 1st day

James Taylor
pl
vs } Apumpsit
Robert Owen
deft

Now on this day came the parties by their attorneys and by Consent this Cause is dismissed at the pltfs Costs therefore it is considered by the Court that the Deft recover of the pltff his costs and Charges by him about his Defence in this behalf expended and the pltff in mercy &c

John McDonald
pl
vs } Apumpsit
Robert Owen
deft

On Motion of the Deft by his attorney the Venue in the above Cause is changed to the County of Knox by Consent.

Moses Moss
pl
vs } Apumpsit
Robert Owen
deft

On Motion of the Deft by his attorney the Venue in the above Cause is changed to the County of Knox by Consent.

Polly Duckworth by her father
pl
vs } ~~Indebitatus~~ Slander
James Nesler
deft

On Motion of the pltf by her atty this Cause is Dismissed at the Defts Costs on previous agreement Therefore it is Considered by the Court that the pltff recover of the Deft her Costs and Charges by her about her Suit in this behalf expended and the Deft in mercy &c

February Term 1837 1st day

Stephen Bean
vs } Trespass Assault & Battery
Levi Robinson et als

On Motion this Cause is Continued until the next term of this Court.

L B Kinchelow & Wife
vs } Slander
Mary Kinchelow

John Hale proved two days attendance as a Witness in the above cause disposed of at the last term of this Court

Abr. D Guerins
vs } Ag. assumpsit
Robert Green

And now at this time came the plff by his Att'y and his attorney and dismissed the above Cause and on Motion it is Considered by the Court that the ~~plff~~ Deft recover of the ~~Deft~~ plff his Costs and Charges by him about his defence in this behalf expended and the plff in Mercy &c

On Motion of C. J. Bathile Esq. Ordered that an attachment do issue returnable to the next term of this Court against John Server for not obeying a Subpa

February Term 1837. 1st day

Caroline Taylor alias Troost
vs
Herman B Taylor
Petition for Divorce

Now on this day came the atty prosecuting the pleas and the parties by their attorns and after having heard the Testimony It is Ordered adjudged and decreed by the Court that the bands of matrimony heretofor subsisting Between the said Caroline Taylor and Herman B Taylor be dissolved to all intents and purposes and that the Defdt pay the Costs &c

Wilhelmina McCormick alias Neef
vs
Evans McCormick
Petition for Divorce

Now on this day Came the attorny prosecuting the pleas and the parties by their attorneys and after having heard the testimony It is Ordered adjudged and Decreed by the Court that the Bands of matrimony heretofore subsisting between the said Wilhelmina McCormick and Evans McCormick be and the same are hereby dissolved to all intents and purposes and that the Defdt pay the Costs &c

Ordred that Court adjourn untill tomorrow Morning 8 OClock.

J R Goodlett

February Term 1827. 2nd day

Tuesday February 27th 1827. Court met pursuant to adjournment Present same Judges as yesterday -

Solomon Word assignee
vs } Debt -
James McCrery guardean

Now on this day came the ~~Attorneys~~ parties by their attorneys and by Consent this Cause is dismissed at the plaintiffs Cost Thereupon It is Considered by the Court that the Deft. recover of the plff his Cost and Charges by him about his defence in this behalf expended and the plff in Mercy &c

Mathew Ray admr.
vs } Debt
John Schnee admr.

On Motion this Cause is Continued until the next Term of this Court -

Peter Kimmel
vs } Domistic Attachment
Samuel Kimmel

Now on this day came the plff. by his atty and the Defendant being three times Solemnly Called Came not but made default Therefore it is Considered by the Court that the plaintiff recover of the Defendant the sum of one hundred Dollars Twenty one Cents debt with One hundred and three two Dollars thirty nine Cents dam-ge

February Term 1827. 2d day

making in the whole the sum of two hundred and thirty two Dollars sixty Cents with interest thereon at the rate of six per Cent per annum untill paid together with his Cost and Charges by him about his suit in this behalf expended and the Defendant in mercy &c

Weir & Thompson
vs
Anderson's
In Chancery

Now on this day came the pltfs by Chas J Battell his attorny and dismissed the above Cause therefore It is considered by the Court that the Defendants recover of the pltfs their Costs and Charges by them about their defence in this behalf expended and the pltfs in mercy &c

John Vandever
vs
David & Robert Wilsons
Appeal

On Motion this Cause is Continued untill the next term of this Court

The Judge of Knox County
vs
John J O'Brian &c
Scire facias

On motion this Cause is Continued untill the next term of this Court.

February Term 1827. 3d day

Joseph R Walker
vs } T.C.
John J O'Brian

On motion this cause is continued until the next term of this Court —

R Cartwright
vs } Garnishee
James Taylor

On motion this cause is continued untill the next term of this court for an attachment against the deft for contempt for not obeying a garnishee

Lepe D Welborn
vs } T.C.
Saml McClellan

On motion this cause is continued untill the next term of this court

Samuel Jamison & Wife
vs } Slander
Jonathan Robinson

Now on this day came the pltffs by R Daniel their atty and dismissed the above cause It is therefore considered by the Court that the Deft recover of the pltffs his costs and charges by him about his defence in this behalf exp-ended and the pltffs in mercy &c

February Term 1827. D. do Dam

Lewis B Nicholas
vs } Appeal
John P Lynn

On Motion this Cause is Continued until the next term of this Court -

Lucretia Hayward
vs } Slander
Saml Sames & Wife

On Motion this Cause is Dismissed at the pffs cost therefore it is Considered by the Court the Defts recover of the pfft their costs and Charges by them about their defence in this behalf expended and the pfft in mercy &c

Samuel Merry
vs } Appeal
Aaron Baker

On Motion of the Defendant by P David his attorney this Cause is Continued until the next Term of this Court at the Defts cost.

Thomas Long
vs } Appeal Dismissed
Gad Cook

Now On this day Came the pfft by his atty and the defts being three times Solemnly Called Came not but made default Whereupon it is Considered by the Court that the pfft recover of the Defts the Sum of Ninety Dollars Penalty Costs in Damages

February Term 1827. 2nd Day

with interest thereon at the rate of Six per Cent per annum untill paid together with his Cost and Charges by him about his suits in this behalf expended and the Deft in mercy &c

Susana Eledge
vs } Petition Divource
John Eledge

This Cause is Continued untill the next term of this Court

Edmund Bacon
vs } Petition Divource
Nancy Bacon

Now on this day came the Complainant by his Counsel and the defendant by her Counsel and after hearing read the testamony It is ordered adjudged and decreed by the Court that the said Edmund Bacon & Nancy Bacon be and they are hereby divourced and the bands of matrimony heretofore subsisting between them be and the same is dissolved to all intents and purposes

Allen Smith
vs } Trespass A. & B.
Wiley & Rumsey

On Motion this Cause is continued untill the next term of this Court

February Term 1827. 2d day

Dunn & Barter
vs
Jacob Hopkins } Ejectment

Now on this day came the parties by their attornies and entered into a consent Rule and On motion there came a Jury to wit Leonard Prine Miller Thomas Wade Rice Ramsey Sargent Abd. Joseph Price Lewis Severs Fredk. Ishmael, Morgan Eaton James Butler Lytle Wiley Daniel Cox & Wm Price Twelve good and lawfull men who being Elected Tried and Sworn &c say We of the Jury find that the Recorder of Posey County issued the following fee bill (here insert the fee bill) We also find that Aaron Bacon Esq. Sheriff of said County of Posey did in pursuance of said fee bill levy on the lot in said deed mentioned and make Sale of the same to the said Barter and Dunn and that he the said Bacon executed the following deed (here insert the deed) but whether from the whole evidence the plaintiffs are intitled to recover the Jury aforesaid are altogether unacquainted &c and if the Court Should be of opinion that the plaintiffs from the Testimony evidence are entitled to recover then we find for the plaintiffs Otherwise we find for the Defendant

Sargent Clerk Foreman

February Term 1827. 2d day

The State of Indiana
vs } Ind. Perjury
James Conlin

Now on this day came the attorny Prosecuting the pleas and says he will no further prosecute the above cause It is therefore considered that the Deft be discharged &c

The Grand Jury came into Court and returned the following Ind.t to wit,

The State of Indiana
vs } Ind.t Perjury
James Conlin

Aaron Silver
vs } Appeal
Aaron Baker

On Motion this cause is continued until the next Term of this Court with leave to take Depositions generally

Now on this day came in open Court James Conlin Aaron Baker and Charles Conlin and acknowledged them selves indebted to the State of Indiana James Conlin in the sum of five hundred Dollars and Aaron Baker and Charles Conlin Jointly and Severally in the sum of Two hundred and fifty Dollars to be levied on their respective goods and Chattles lands and tenements if default be made in the Condition following to wit that Condition of this recognizance

February Term 1827. 2d day

is such that if the above named James Caudle shall appear here on the first day of the next term of this Court and answer unto an Indictment found against him by the grand Jury at the present term of this Court for Perjury and abide by and perform the Sentance and decree of the said Court and not depart the Court without leave then this recognance to be void else to remain in full force and Virtue in law

William Carr
vs
D. & Wood adm. of David Wood Dec'd
Appeal

This Cause is continued until the next term of this Court the said Deft having Consented to make himself Deft hereto

Saml Scurls by agent
vs
Wm J & E Gott.
Replevin

Now on this day came the parties by their attornies and by Consent this Cause is dismissed at the Defts Costs therefore It is Considered by the Court that the Plff recover of the Defts his Cost and Charges by him about his defence in this behalf expended and the Defts in Mercy &c.

February Term 1827 2d Day

James Black
vs
North & Stewart } Appeal

Now on this day came the parties by their atty, and submitted the above cause to the Court and after having heard the testimony it is Considered by the Court that the Pltf recover of the Defts the Sum of ten Dollars with interest thereon at the rate of six per centum per annum until paid together with his Cost and Charges by him about his suit in this behalf expended and the Defts in Mercy &c

E. Black proved 1 days attendance in the above Cause as a witness for Pltf

Now on this day came Joseph R Walker and acknowledged himself indebted to the State of Indiana in the Sum of fifty Dollars to be levied on his goods & Chattles Lands and tenements if default be made in the Condition following to wit, that the said Joseph R Walker shall appear here on the first day of the next term of this Court to give evidence on behalf of the State of Indiana against James Hanlin for Perjury and not depart the Court without leave then this recognizance to be void else remain in full force and virtue in Law

February Term 1827. D.d Da

Now on this day came Aaron Bacon one of the Commissioners appointed at the last term of this Court to divide the real estate of Adam Allbright Dec.d and filed a report of the proceeding of the said Commissioners which was rec.d by the Court and Ordered to be spread on the Complete Record of this Court and the said Commissioners are allowed One Dollar per day each for their services and Chuney Phillips Surveyor allowed fourteen Dollars 75 Cents

Arza Lee
vs
James Dunn } Appeal

Now on this day came the plaintiff and Defendant in their proper persons and by consent this case is dismissed at the Defts cost

John M.c Delap Adm.r
vs
Aaron Bacon } Debt

Now on this day came the parties by their attorneys and the Deft by his Attn.y filed his pleas of not guilty which was joined by the plff and on motion there came a Jury to Wit Conrad Minemiller Rich.d Hamer Thomas Wade Joseph Price L.d Scoggins Hayden Johnibal Morgan Eaton Wm Price Seth Gilly James Butler Daniel Cox & Sargent

February Term 1837 Dist Court

Mos Twelve good and lawfull men. Who being elected tried and Sworn do say We of the Jury find the Deft guilty and assess the pltff damage to One hundred and Twenty Dollars Sargeant mos Jorna Wherefore it is considered by the Court that the pltff recover of the Deft the Sum of One hundred and Twenty Dollars with interest thereon at the rate of six per cent per annum until paid together with his Cost and Charges by him about this Suit in this behalf expended and the Deft in Mercy &c

Daniel Owen personally appeared & Sworn as a Witness in the above cause The pltff came into Court and acknowledged the Receipt of Eighty Dollars in the above judgment

William Hobby }
vs } Trespass 1837
David Wilson }

Now on this day came came the parties and by Consent this Cause is dismissed at the Defts Cost Therefore it is considered by the Court that the pltff recover of the Deft his Cost and Charges by him about his Suit in this behalf expended and the Deft in Mercy &c

February Term 1837 2d Day

James Barton
vs } Replevin
Jesse R Melborn

Now on this day came the plaintiff by R Daniel his atty and dismissed the above cause. It is therefore considered by the Court that the Deft recover of the plff his cost and Charges by him about his defence in this behalf expended and the plff in mercy &c

The same
vs } Repl.
same
same Order and Judg't as above

The same
vs } Replevin
James W Swift
same Order and Judg't as above

Ordered that Court adjourn until tomorrow morning 9 Oclock

Andrew Scott
Zechariah Hare

February Term 1827. 3d Day

Wednesday February 28th 1827 Court met pursuant to adjournm Present same judges as yesterday.

The Judges of Morrick County
vs
Deire facias
Dann Lynn et al

Now on this day came the parties by their attorneys and by Consent this Cause is Dismissed at the Defts Cost It is therefore Considered by the Court that the Plff recover of the Defts their Cost and Charges by them about their Suit in this behalf expended and the Defts in Mercy &c

Archabald & Wallace
vs
Debt
Dann Lynn

Now on this day came the Plff by R Daniel his attorney and the Deft being three times Solomly Called Came not but made default Therefore it is Considered by the Court that the Plff recover of the Deft the Sum of four hundred Dollars debt with one hundred and Twenty Eight Dollars Damages making in the whole the Sum of five hundred and twenty Eight Dollars lawfull money with interest thereon at the rate of six per cent. per Annum until paid together with his cost and Charges by him about his Suit in this

February Term 1827 3rd day

behalf expended and the Deft in mercy &c

Thomas Wilson
vs } Debt
John Dunbarr

Now on this day Came the Deft in his proper person and Confessed Judgment in favor of the plaintiff for the sum of two one hundred ~~Dollars~~ & sixty five Dollars & Twelve Cents

It is therefore Considered by the Court that the plaintiff recover of the Defendant the sum so aforesaid Confessed Lawfull money with interest thereon at the rate of six per Cent per annum until paid together with his Cost and Charges by him about his suit in this behalf Expended & the Deft in mercy &c

Fredrick Rapp
vs } Scire facias
Elias Altizer

On Motion this Cause is Continued until the next term of this Court

John Johnson
vs } Trover
Ephraim Hacket

Now on this day Came the parties by their attornies and the Deft plead not guilty which was Joined by the

February Term 1827 3rd day

plaintiff, and on Motion there Came a Jury to Wit Conrad Minemiller Sergeant Mos L Dawson, Richard Ramsey Fred[k] Schnabel Morgan Eaton Wm Price, Thos Wade Danl Cox Lytle Miles James Butler and Daniel Owen Five Free good and lawfull Men who being Elected tried and Sworn and having heard the Testamony the plaintiff dismissed the above Cause Therefore it is Considered by the Court that the Deft recover of the plff his Cost and Charges by him about his Defence in this behalf expended and the plff in Mercy &c.

Wm Lowry proved four Days Attendance as Witness in the above Cause

Joshua Martin
vs
Jacob Hopkins } Covenant

Parties appeared by their attorney and On Motion this Cause is Continued until the next term of this Court on the Affidavit of the Deft with leave for the plff to demur to the plea at the next term of this Court and for dedimuses to issue for the Deft to take Depositions

February Term 1827. 3rd Day

James P. Drake
vs } Debt
Wm A. L. Green & Aaron Burlison

Now on this day Came the plff and the Defts being three times Solomly Called Came not but made default Therefore it is Considered by the Court that the plaintiff do recover of the Defendants the Sum of Sixty Six Dollars Seventy five Cents debt with One Dollar Sixteen Cents damage making in the whole the Sum of Sixty Seven Dollars Ninety [illegible] Cents Lawfull Money with interest thereon at the rate of Six per Cent per Annum until paid together with his Cost and Charges by him about his Suit in this behalf expended and the Defts in Mercy &c.

James Dunn & Wm Barter
vs } Ejectment
Jacob Hopkins

Now at this time Came the parties by their Attorneys and the plffs by their Atty moved the Court for Judgment on the Verdict of the Jury and after argument It is Considered by the Court that the said James Dunn & William Barter do recover against the said Jacob Hopkins the tenements named in the plffs Declaration mentioned with the appurtenances thereunto belonging together with their Cost and

February Term 1837 3rd day

Charges by them about their suit in this behalf expended and the Defendant in mercy &c And the Deft prayed an appeal to the Supreme Court from the above Judgment which was granted on his tendering bond in the penalty of two hundred Dollars with Jesse G Melton his security for the Cost of Suit

Stephen Kincheloe
vs } Case Trespass
John Server & L C Kincheloe

Parties appeared by their attorneys and On Motion this Cause is Continued untill the next term of this Court, & on affidavit of the Deft a rule is entered against the Plff to shew Cause at the next Term of this Court why this suit should not be dismissed for want of security for Cost. Leave for Plff to amend declare

Isaac Alldridge
vs } Petition for Divorce
Jane Alldridge

Now on this day Came the plaintiff by his Counsel and the Deft being three times Solomly Called Came not but made default and the Court being sufficient advised do Order adjudge and decree that the petitioner be and he is hereby divorced from his wife Jane Alldridge to all intents and purposes and that the Deft pay the Cost and be in Mercy &c
Peter Rivett Proved 2 days attendance

February Term 1827. 3rd day

Nancy Hill
vs } Trespass Case
Lewis B Kincheloe
On Motion this Cause is continued until the next Term of this Court by Consent with leave for the plff to amend her declaration

The same
vs } Repleven
The same
On Motion this Cause is Continued till the next term of this Court -

Isaac McCollum
vs } Trespass vi et armis
James Marcus
On Motion this Cause is dismissed at the plaintiffs Cost It is therefore Considered by the Court that the Defendant recover of the plff his Cost and Charges by ~~them~~ him about his defence in this behalf expended and the plaintiff in mercy &c -
Jesse Hopson proved 2 day Mary Marcus & Pleasant Marcus each One day attendance as witnesses in the above Cause

John W P Delany adm: of the estate of Wm Clark Dec: filed an account for his services expence &c which was admitted by the Court to the Amount of Thirty Dollars 62½ Cents

February Term 1827 3rd Day

The Grand Jury Came into Court and returned the following Indictments to Wit
The State of Indiana
vs
David Wilson } A & B

" The Same
vs
Land Caster Nesler } A & B

" The Same
vs
John Nesler } A & B

" The Same
vs
James Wiley } A & B

" The Same
vs
David Wade } A & B
Ordered that each of the above Defts be recognised in the Sum of $100 with Security in the Sum of $50

" The Same
vs A & B with intent to kill
Samuel McCollum
Ordered that the above Defts be recognised in the Sum of $500 with Security in the Sum of $250.

February Term 1827. 3rd Day

The State of Indiana
vs.
Riot
Jas McKinney & John McJadin

Ordered that the above named Defts be recognized in the sum of $100 with security in $50.

The Commissioners appointed at the last term of this Court to divide the real estate of Adam Albright Dec'd Made their report which was received by the Court and Ordered to be Spread at full length on the Complete record of this Court And the Commissioners each allowed $2 Dollars per day

Now on this day came Aaron Bacon one of the Commissioners appointed at the last term of this Court to Sell Certain lots of land lying in the County of Posey belonging to the estate of John Waggoner Dec'd and reported that the lots of land had not yet been sold agreeable to the order of this Court It is therefore on motion Ordered that Aaron Bacon John Dunbarr and Thomas Givens be and they are hereby appointed Commissioners to Sell all the lots in the Town of Mt Vernon belonging to the said estate the said Commissioners to Sell the said lots on a Credit of six Months taking Bond with approved Security for the payment of the same giving bond

February Term 1827. 3rd Day

to Convey the lots when the money is paid, the sale to take place in the Town of Mt Vernon On the first Monday of May next the Commissioners giving Twenty five days previous notice of the time and place of the sale by written advertisement set up in three of the most public places in the County and report their proceedings to the next term of this Court -

The State of Indiana
vs
Abia Dawson
} Indt & C 73

Now on this day came the Atty Prosecuting the pleas and the Defendant in his proper person and for plea said that he is in no wise gilty in manner and form as he stands Charged in the Indictment and for trial puts himself on the Country and the attorney prosecuting the pleas doth the like and Thereupon there came a Jury, to Wit, Thomas Wade Conrod Winchiller Aaron Eaton Richd Emery L D Lewis Lytle Wier Enoch Reinhold Daniel Cox James Butler Peter Rivell Wm Price and John Smith twelve good and lawful men who being Elected tried and Sworn do say We of the Jury find the defendant gilty and assess his fine to five Dollars.
Whereupon it considered by the Court that he make his fine of five Dollars to the

February Term 1827. 3rd day

State of Indiana to be rendered for the use of a public Seminary for the County of Posey and together with Costs of Prosecution and Stand Committed untill the fine and Cost are paid Samuel McCollum appeared in Court and acknowledged himself Security for the payment of the Judgment Interest and Cost in the above Cause agreeable to Law -

State of Indiana
vs } Ind't A & B
David Wade

Now on this day came the atty prosecuting the pleas and the Deft in his proper person and plead guilty and threw himself on the Mercy of the Court Wherefore it is Considered by the Court that the Deft make his fine of one Dollar to the State of Indiana to be rendered for the use of a public Seminary for the County of Posey together with Costs of Prosecution and the Deft in Mercy &c. Fine & Costs paid
W. Wade

The Same
vs } Indt A & B
David McMillen

Now on this day came the Attorney prosecuting the pleas and the Deft in his proper person and plead ~~[illegible]~~ guilty and threw himself on the Mercy of the

February Term 1897 3d Day

Court Wherefore it is considered by the Court that he make his fine of One Dollar to the State of Indiana to be rendered for the use of a public Seminary for the County of Posey together with Costs of prosecution and the Deft in Mercy &c. Fine paid

On Motion the Petit Jury were discharged

The State of Indiana
vs } Ind't & M.S.
David Wilson

Now on this day Come the attorney prosecuting the pleas and say he will no further prosecute the above Cause it is therefore considered by the Court that the Deft be discharged &c.

Nancy Tanner
vs } Petition Divorce
William Tanner

Now on this day Come the Complainant by her Counsel and it appearing to the satisfaction of the Court that the defendant is not an inhabitant of this State It is therefore Ordered that Sendancy of this suit be published in Some Public Newspaper printed in this State four weeks Successively that unless the deft appear on the first day of the next term of this Court to be holden at Mount Vernon on the fourth Monday of August next and answer the Complainants petition the Court will

February Term 1827. 3rd day

proceed to hear and determine the same in his absence

Now on this day came in open Court Allen Smith and Daniel Cox and acknowledged themselves indebted to the State of Indiana Allen Smith in the sum of five hundred Dollars and Daniel Cox in the sum of two hundred and fifty Dollars to be levied on their respective goods and chattles lands and tenements if default be made in the Condition following to wit, The Condition of this recognizance is such that if the above named and bound Allen Smith shall appear here on the first day of the next term of this Court and answer unto an indictment found against him by the Grand Jury at the present term of this Court for open and notorious adultery then this recognizance to be void else to remain in full force and Virtue in law

Now on this day James P Drake James Dunn and James McFadin the three Commissioners appointed at the last term of this Court to convey a certain tract of Land to Darius North reported their proceedings having conveyed the same as directed which proceedings was approved of by the Court

February Term 1827. 3d Day

The Grand Jury came into Court and returned the following Indictments, to wit,

The State of Indiana
vs
David A Mills } Indt A & B

The Same
vs
John Stallings } A & B.

The Same
vs
Lionial J Larkin } Suffering Gambling

The Same
vs
L. B. Kinchelo } Indt Retailing

The Same
vs
A. C. Lerton, Dan Lynn & John Snider } Indt Gamblin

The Same
vs
John B. Weir } Indt Suffering Gamblin

The Same
vs
L. J Larkin & Dan Clark } Indt Gamblin

The Same
vs
John Weir, Dan Lynn, Jacob Hopkins & John Snider } Indt Gamblin

February Term 1827. 3rd Day

Ordered that the defendants in the foregoing Causes be recognised in the sum of one hundred Dollars with Security in the sum of fifty Dollars.

The Grand Jury having no further business were discharged & Joshua Wade allowed One Dollar & John Duckworth allowed fifty Cents as Bailiffs

Ordered that Court adjourn until tomorrow Morning Nine o'clock

Andrew Baxter
Zechariah Price

February Term 1827 4th Day

Thursday March 1st 1827 Court met pursuant to adjournment Present The Hon.

Andrew Cavett
& Zachariah Medaris Esqrs.

The State of Indiana
vs
Indt Gambling
John Nein, Dan Lynn & Hopkins & Snider

Now on this day came the attorney prosecuting the plea and says he will no further prosecute the above cause It is therefore Considered by the Court that the Defts be discharged &c

//

The Same
vs
Indt Tappering Gambling
L J Larkin

Same order as above

//

The Same
vs
Indt Gambling
Larkin & Clark

Same order as above

//

The Same
vs
Indt Gambling
L J Larkin et als

Now on this day the Defts by their atty moved the Court to quash the Indictment which Motion was overruled by the Court.

Ordered that Court adjourn until tomorrow Morning Eight Oclock

Andrew Cavett
Zachariah Medaris

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February Term 1837. 5th day

Friday March 9th 1837 Court met pursuant to adjournment present
The Hon'ble Andrew Cavett & Zachariah Wade Esq.rs

Now on this day James P Drake Clerk of this Court Came into Court and Nominated Nelson Nettelton Deputy Clerk of the said Court Whereupon he the said Nelson Nettelton appeared and took the oaths to support the Constitution of the United States and the Constitution of the State of Indiana the oath of office as Deputy Clerk of the Circuit Court of Posey County and the oath against Dueling.

Ordered that all Causes pending at this term of the Court and not otherwise disposed of be Continued until the next term of this Court and that Capias do issue in all State prosecutions where the Defendants are not recognised for their appearance at the next term of this Court.

Ordered that Court adjourn until Court in Course

Andrew Cavett
Zachariah Wade

27th August Term 1827 1st day

At a Circuit Court began and held at the Court house in the Town of Mt Vernon on Monday the 27th of August A D 1827
When present The Hon James R E Goodlett P J
& Andrew Cavett A J.

Mathew Rhea adm &c
vs
John Schnee adm &c

Now on this day came the parties by their attorneys and submitted the above Cause to the Court and after mature consideration, It is Considered by the Court that the said Defendant adm &c aforesaid has fully administered all and singular the goods and Chattles rights Credits & effects which hath come into his hands to be administered and that the Defendant recover of the pltf his Cost and Charges by him about his defence in this behalf expended and the pltf in mercy &c

Joseph R Walker
vs
John J O Brian

On Motion this Cause is Continued until the next term of this Court for an Alias Capias

Steph Bean
vs
Levi Robenson et als

Trespass A & B

On Motion this Cause is Continued until the next term of this Court

August Term 1827. 1st day 27th

Lewis B Kincheloe
vs } Appeal
John P Lynn

On Motion this Cause is Continued until the next term of this Court with leave for the plff to take depositions

Thomas Say Assignee
vs } Covenant
Robert Owen

On Motion this cause is dismissed at the plffs cost It is therefore considered by the Court that the Deft recover of the plff his Cost and Charges by him about his defence in this behalf expended and the plff in mercy &c

Robt Owen
vs } F. fa.
Wm McClure

Same Order as above

Same
vs } F. fa.
Same

Same Order as above

Fredk Rapp
vs } Scire facias
Elias Stiger

On Motion this Cause is continued until the next term of this Court

August Term 1807. 1st day

Now at this time personally came in open Court Wm. A Kinchelae, and acknowledged themselves indebted to the State of Indiana William A Kinchelae in the sum of one hundred dollars and Lytle Wiley in the sum of fifty Dollars to be levied on their respective goods and Chattles lands and tenements if default be made in the condition following to Wit. The condition of this recognizance is such that if the above named and bound William A Kinchelae shall appear here on the first day of the next term of this Court and answer unto an Indictment found against him by the grand Jury for Assault & Battery and abide by and perform the sentance and decree of the said Court and not depart the Court without leave then this recognizance to be void else remain in full force and Virtue in Law

Now on this day personally appeared in open Court Lewis B Kinchelae & John Graddy and acknowledged themselves indebted to the State of Indiana Lewis B Kinchelae in the sum of two hundred Dollars and John Graddy in the sum of one hundred Dollars to be levied on their respective goods and Chattles Lands and tenements

August Term 1827. 15th day 27th

if default be made in the Conditions following to wit the Condition of the recognance is such that if the above named and bound Lewis B Knowlton shall appear here on the first day of the next term of this Court, and answer unto two indictments found against him by the grand Jury one for Assault & Battery and the one for retailing Spiritous liquors without a license then this recognance to be void else remain in full force and Virtue in law -

On Motion of Samuel Hall Esq - It is Certified by the Court that James Wiley is a man of good Moral Character and about the age of twenty One years

Now on this day personally appeard in open Court James Wiley and Lytle Wiley and acknowledged themselves indebted to the State of Indiana James Wiley in the Sum of One hundred Dollars and Lytle in the Sum of fifty Dollars to be levied on their respective goods and Chattles lands and tenements if default be made in the Condition following to wit the Condition of this recognance is such that if the above named and bound James Wiley shall appear here on the first day of the next term of this

and decide the motion as to the one of the defendants not appearing

August Term 1807. 1st day

Court and answer unto an Indictment found against him by the grand Jury for Assault and battery and abide by the Sentance and decree of the said Court and not depart the Court without leave then this recognizance to be void else remain in full force and Virtue in law —

Nancy Hill admr.
vs
Lewis B Kincheloe
On Motion this cause is dismissed at the pltffs cost in Consent it is therefore considered by the Court that the Deft recover of the pltf his cost and charges by him about his defence in this behalf expended and ~~that~~ &c
in Nancy &c.

Nancy Hill
vs
Same
Same

Trespass Case
Order as above

Joshua Martin
vs
Jacob Hopkins

Covenant

On Motion this cause is continued until the next term of this Court by Consent

August Term 1827. 1st day 27th

The State of Indiana
vs } Attachment for Contempt
John Lewis
Now at this time the Defft came into Court in his proper person whereupon it is ordered by the Court that he be fined the Sum of six pr cents for Contempt together with Cost of prosecution & he stand Committed untill the fine and cost is paid.

The State
vs } Indt. A&B
Lancaster Foster,
On Motion this Cause is Continued unto the next term of this Court

The State
vs } Indt. A&B
Thomas Duty
Same Order as above

The State
vs } Indt. A&B
John Stallings
Same Order as above

The State
vs } Indt. Gambling
Henry G Lerton et als
Same Order as above

August Term 1827. 1st. day 27th

The State
vs } A & B
L.B. Kinchelow
Same Order

The State
vs } Indt. Retailing
The Same
Same Order

Now on this day personally appeared Said Cousin Jacob Row and Aaron Bacon and acknowledged themselves indebted to the State of Indiana in the sum of five hundred Dollars, said Jacob Row & Aaron Bacon Jointly & severally in the sum of two hundred and fifty Dollars to be levied on their respective goods and chattels lands and tenements if default be made in the Condition following to wit, the Condition of this recognizance is such that if the above named and bound Jenny Cousin shall appear hereon the first day of the next term of this Court and answer unto an Indictment found against him by the grand Jury for Retailing and abide the Sentence and decree of the said Court and not depart the Court without leave then this recognizance to be void, else remain in full force & Virtue

August Term 1827. 1st. day 27th.

Decleration

In order to be placed on the pension list Under the several acts of Congress making provisions for persons, engaged in the Land and Navel Service in the revolutionary War.

Posey County Sct:

On this 27th day of August 1827 personally appeared in open Court Being a Court of record for the County of Posey in the State of Indiana expresly made a Court of record by the laws of the State of Indiana which created it) Arthur Durley resident in said County aged seventy eight years on the 22nd day of April last, who being first duely sworn according to law doth on his oath make the following Decleration in order to obtain the provisions of the act of congress of 18th of March 1818, and of the 1st May 1820, That he the said Arthur Durley enlisted for the term of one year on the 6th day of Feby. 1776 in the State of North Carolina in the company commanded by Capt Henry Dixon in the Regiment Commanded by Colo. Moore in the line of the State of North Carolina and called the first North Carolina Regiment on the Continental establishment, That he continued to serve in the said Corps untill the 7th day of February 1777 When he was discharged from the said service at Headrells Point near Charleston in the State of South Carolina and in persuance of the acts of congress making provisions for persons engaged in the Land and Navel service in the revolutionary War, I do Solomly swear that I was a resident citizen of the United States

August Term 1827. 1st. day 27th.

on the 18th of March 1818 and that I have not since that time by gift sale or in any manner disposed of any of my property or any part thereof with intent thereby so to diminish it as to bring myself within the provisions of an act of Congress entitled "an act to provide for certain persons engaged in the Land and Naval service of the United States in the revolutionary War passed on the 18th of March 1818, And that I have not nor has any person in trust for me any property or securities, contracts or debts due me, nor have I any in connection other than what is contained in the schedule hereto annexed and by me subscribed.

My occupation a farmer but not able to persue it in consequence of my infirmaty. My wife is living and aged about Sixty four years and she has not been able to persue her Commen[illegible] labor for 18 years in consequence of infirmaty.

Schedule

One mair 18 years old 4 Colts, 3 Cows & calves 2 Heifers & calves 1 Steer 2 years old 2 Heifer yearlins 5 Barrows each 18 months old, 11 Shoats and $5. in cash. Arthur Durby

Whereupon the Court upon due deliberation are of opinion that the property owned by the said Arthur Durby at this time is worth eighty nine Dollars and it is further considered by the said Court that the said Arthur Durby is entitled to a pension under the several acts of Congress passed for persons engaged in the Land and Naval service of the United States in the revolutionary War. They would therefore recommend the said

August Term 1827. 1st day 27th

Arthur Burley to the Charity of the Government.

J.R.E. Goodlett Esqr
Pres. judge 4th judicial Circuit.

Now at this time P Pritchett Security for Jas Nisler brought into Court his principal and surrendered him into the Custody of the Sheriff.

The State
vs } Ind. Laffering gambling
John Weir
On Motion this Cause is continued until the next term of this Court.

Same
vs } Ind. Perjury
Jas Conlin
Same Order

Same
vs } Ind. A & B
Levi Robinson
Same Order

Now on this day Came in open Court Allen Smith and Daniel Case and acknowledged themselves indebted to the State of Indiana Allen Smith in the sum of five hundred Dollars and Daniel Case in the sum of two hundred and fifty

August Term 1827. 1st day

Dollars to be levied on there respective goods and Chattles lands and tenements if Default be made in the condition following to wit the Condition of this recognance is such that if the above named Allen Smith shall appear here on the first day of the next term of this Court and answer unto an Indictment found against him by the grand Jury for open and notorious Adultery and abide the Sentance and decree of the said Court and not depart the Court without leave then this recognance to be Void else remain in full force and Virtue in Law

Now on this day came Jas Parker & Joseph R Walker and acknowledged themselves indebted to the State of Indiana Jas Parker in the sum of One hundred Dollars and Joseph R Walker in the sum of fifty Dollars to be levied on their respective goods and Chattles lands and tenements if default be made in the Condition following to wit The Condition of this recognance is such that if the said Jas Parker shall appear here on the first day of the next Term of this Court and answer unto an Indictment found against him by the Grand Jury for Assault & Battery and abide the Sentance and decree of the Court and not depart the Court without leave then this recognance to be void else remain in full force

August Term 1827. 1st. day 27th.

The State
vs } Riot
James McKinney & John McGarvin

On motion this cause is continued until the next term of this Court.

Susana Eledge
vs } P. D.
John Eledge
Same order

Judge of Knox Co.
vs } Scire Facias
John O'Brian
Same order

Aaron Silver
vs } Appeal
Aaron Baker
Same order ordered that dedimus issues do issue in this cause.

The Same
vs } Ind. A & B
Ephraim Liles

The State of Indiana
vs } Ind. A & B
Ephraim Liles

Now on this day came the attorney prosecuting the pleas and the Deft. in his proper person and plead guilty and threw himself on the mercy of the court whereupon It is considered by the Court that he

August Term 1827. 2nd. day 28th.

make his fine of one Dollar to the State of Indiana to be rendered for the use of a public Seminary for the County of Posey together with Cost of prosecution and that he Stand Committed untill the fine and Costs are paid — The above Judgt. Satisfied in full
Augt. 29th 1827. W. Brake Clk

Ordered that Court adjourn untill tomorrow Morning 8 O Clock

J. R. Gordlet

Tuesday morning 8 O Clock.
Court met pursuant to adjournment
When present same Officers as on yesterday

R Carlright
vs Jas. Taylor (Attachment)
Saml Carlright }
Jamy Taylor as Garnishee

This day came the plaintiff by his attorney and the said James Taylor appears in his proper person and after being duly sworn according to Law doth acknowledge and Confess that he is indebted to the said Samuel Carlright the sum of forty five dollars and forty five cents one third to be paid in Corn, one third in young Cattle, and one third in pork at the markett price which amount in property he the said Taylor said he was willing & ready to pay, on this Court shall award and thereupon whereupon it is considered by the Court that the

August Term 1897. 2nd day 28th

said James Taylor pay unto the said plaintiff said sum of money according to the tenor and effect of said note - It is also considered that the plaintiff recover of the defendant his cost &c

James Purdon
vs
Robert Owen } Foreign attachment.

This day came the plaintiff by his Counsel and it appearing by the sheriff return thereto he has attached several tracts, lots Reckless, and parts of lands of the said Robert Owen situate, lying and being in the County of Posey, which appears more fully by a certain schedule to said writ annexed. It also appears by the return to said writ that the sheriff aforesaid had attached thirty seven barrells of pork, seventeen barrells of Lard & five Hogs of lard as the property of said Owen. Whereupon on motion it is ordered by the Court that publication of the pendency of said suit be published agreeably to Law. It is also ordered that the sheriff of said County expose said pork and Lard to public sale in Mount Vernon on the eighth day of Nekember next to the highest bidder, & that he return the proceeds thereof to the clerk of said County and take his receipt for the same.
On further motion it is ordered that the sheriff have leave to amend his return to said writ

August Term 1827. 2nd day 28th

Now at this time came in open Court Samuel McCollum and Joshua Wade and acknowledged them selves indebted to the state of Indiana Samuel McCollum in the sum of five hundred Dollars and Joshua Wade in the sum of two hundred and fifty Dollars to be levied on their respective goods and chattles lands and tenements if default be made in the Condition following to Wit, the Condition of this recognizance is such that if the above named and bound Samuel McCollum shall appear here on the first day of the next term of this Court and answer unto an Indictment found against him by the grand Jury for Assault & battery with intent to commit Murder and abide by and perform the Sentence and decree of the said Court and not depart the Court without leave then this obligation to be void else remain in full force and Virtue in law

John Vandever
vs
David Wilson & Rob. Wilson

Appeal

Now on this day came the plff and the Defendants in their proper persons and by Consent ~~Judgment~~ Judgment goes against the Defendants for the sum of four Dollars fifty Cents

August Term 1897. 2nd day 24th

Wherefore It is considered by the Court that the plaintiff recover of the defts the sum of four Dollars fifty Cents together with his cost and charges by him about his suit in this behalf expended and the defendants in mercy &c. The said Defts having agreed to pay all cost which had previously accrued before the Magestrates before the Commencement of this suit And it is ordered on Motion that the Defts have leave to withdraw from the Clerks office a paper filed herein given by Hugh Hearon to David Wilson

James H Richardson security for Tramey Willis came into Court and surrendered his principal into the custody of the Sheriff.

Vanderen
as
Wilsons } David Cobb proved 3 days
attendance from Gibson
County And 1 day from Posey -
Simon Reder proved 2 days and
John B Moore proved 3 days

Allen Smith }
vs } J. P. & Co
Wiley J Ramsey

On Motion this Cause is Continued until the next
of this Court

August Term 1827. 2nd day 28th

Nancy Tanner
vs } Petition Divorce
William Tanner
On Motion this Cause is Dismissed at the plffs Cost

North Sum Fell Gadsin
vs } Foreign attachment
John Dennes
On Motion this Cause is dismissed at the plffs cost by Consent.

Aaron Baker
vs } Debt
Lazarus Powell
On Motion this Cause is Continued until the next Term of this Court.

James Dean
vs } T. B.
John Lewis
On Motion this Cause is dismissed at the plffs cost.

Joshua Monroe
vs } T. B.
Presly Pritchett
On Motion this Cause is Continued until the next Term of this Court

Phillip J. Holman
vs } T. B.
Robert Owen
Same order as above

August Term 1827. 9th day 28th

Mary Morse
vs
Adam Moffett } In Chancery
On Motion this Cause is Continued until the next term of this Court

Ordered that Joseph Harding be fined in the sum of two Dollars for Contempt to this Court.
Remitted -

Richard Daniel
vs
Middleton McKinney et al } In Chancery
On Motion this Cause is Continued until the next term of this Court

Peter Shlater
vs
James Shlater & Wife } In Chancery
Now at this time came the Pltf in his Counsel Bartlett his atty and it appearing to the satisfaction of the Court that the defendants are not inhabitants of this State It is therefore Ordered that the publication of the pendancy of this suit be made in some public newspaper printed in this State four months successively by that unless the Defts appear here by themselves or attorney and answer the Pltfs Complainants bill the matters and things therein contained

August Term 1827. 2nd day 28th

Will be taken as Confessed and a decree entered accordingly and the above Cause be Continued until the next term of this Court And that the Plff have leave to take Depositions

Zachariah Wade
vs
William Durlin } Slander

On Motion this Cause is continued until the next term of this Court

Wm Nelson agent for Heirs of Jane Rogers Dec
vs
James Taylor } Appeal

Now on this day came the Plaintiff by his attorney and dismissed the above Cause It is therefore Considered by the Court that the Defendant recover of the plaintiff his cost and Charges by him about his Defence in this behalf expended and the Plff in Mercy &c

Robert Clinton
vs
David Dixon } A & B

This Cause is Continued until the next term of this Court

August Term 1827. 2nd. day 28th

James Pardon
vs
Taylor Saunterey } J.C.
Now on this day came the plff by his atty and dismissed the above Cause It is therefore Considered by the Court that the Deft recover of the plff their Cost and Charges by them about their defence in this behalf expended and the plff in mercy &c.

Hill & Henderson
vs
The Same } J.C.
Same Order and Judgment as above

Solomon Mares
vs
Samuel McCollum } Trespass A&B
On motion this cause is continued until the next term of this Court -

Moses Morse
vs
Robt. Owen } J.C.
Same Order as above

John McDaniel
vs
Robt. Owen } J.C.
Same Order as above

August Term 1827 Dnt day 28th

The State of Indiana
vs } Appeal
Thomas Wilcox
On Motion this Cause is Dismissed at the Defendants Cost

Lionial J Larkin
vs } Appeal
Asa Lee
Now on this day came the plff by his attorny and the Deft being three times solomly called came not, Whereupon it is Considered by the Court that the Judgt of the Justice of the peace be confirmed and made the Judgt of this Court and that the Deft pay the cost and be in Mercy &c

Now on this day Aaron Bacon Thomas Givens and John Dunbar the Commissioners appointed to sell and convey the real estate of John Waggoner Dec'd within the County of Posey returned and filed in Court their proceding which was received and approved by the Court and Ordered to be Spread on the Complete record and the account of the said Commissioners allowed -

92

August Term 1827. 2nd day 28th

James Bennet assignee
vs
Richd Ramsey
} Appeal

Now on this day came the parties by their attorneys and submitted the above cause to the Court whereupon it is considered by the Court that the appeal be dismissed at the appellants cost and the parties having heard the testamony the Court disagree and Consent to continue the Cause until the next term of this Court.

Turner Nelson proved one days attendance
Samuel McReynolds proved 2 days "

Jesse G Welborn
vs
Samuel McCollum
} J. C.

Now at this time came the parties by their attorneys and by consent this Cause is dismissed at the Defts cost It is therefore Considered by the Court that the plff recover of the Deft his cost and Charges by him about his suit in this behalf expended and the Deft. in mercy &c

Christopher Ashworth proved 2 days attendance
Edmund Redmond proved 2 days attendance

Witness in the above cause

William Barr
vs
C. A. Wood adm.
} Appeal

Now at this time came the parties by their attorneys and

August Term 1827. 2nd day 28th

submitted the above cause to the Judge of the Court Wherefore It is considered by the Court that the plff recover of the Defts Executors of the estate of David Wood Dec'd the sum of twelve Dollars together with cost of suit and the Defts in mercy &c

John Barr proved 1 day
Allen Mantray 2 days &
Wm Johnson 2 days attendance in the above Cause

Stephen Kinchelae
vs
Sarver & Kinchelae
On motion the plff filed his bond with security for cost of suit and the above Cause was continued until the next term of this Court

John Dunbar proved 1 days attendance

John Vandever
vs
Spalding & Braddy
On Motion this Cause is continued until the next term of this Court on the Defts Spaldings affidavit

August Term 1827 2nd day 28th

Now on this day Resiah Parrish admr of the estate of John Parrish Decd came into Court and filed vouchers for money paid out by her and her account for maintaining Cloathing &c several of the minor heirs of the said John Parrish which was admitted by the Court to the amount of two hundred and five Dollars forty one cents and that she be credited with that sum

On Motion it is Ordered by the Court that Isabilla Ridden admx of the estate of Rubin Ridden Decd pay unto the heirs of Mathew Rhea the sum of three hundred and thirty eight Dollars 91 cents money by the Sd Decd collected as attorney for the heirs of the said Mathew Rhea Decd

Now at this time, on the application of John Johnson It is Ordered that Aaron Bacon Ebenezer Phillips & Clement Whiting be appointed commissioners to divide the real estate of Alexander Wilson late of Posey County Decd lying in the said County of Posey between the heirs and legal representatives of the said Deceased and that they report to the next their proceedings to the next term of this Court.

Issued

C August Term 1827. 2nd day 28th

Now on this day came into Court Richard Barter and acknowledged himself indebted to the State of Indiana in the sum of one hundred Dollars to be levied on his respective goods and Chattels lands and tenements if default be made in the Condition following, Towit, That the said Richard Barter shall appear here on the first day of the next term of this Court and answer to a charge of Assault and Battery and abide by and perform the Sentence and decree of the said Court and not depart the Court without leave, then this recognance to be void else to remain in full force and virtue in Law.

Now on this day came into Court Daniel Miller a minor heir of John Miller deceased aged fifteen years three months and chose James P. Drake for his guardian who thereupon entered into bond in the sum of $100 which was approved of and was qualified into office

Samuel Kersey
vs
Nathaniel Reeves } Appeal

Now on this day came the parties and submitted the above cause back to the Court Whereupon it is considered by the Court that the Defendant recover of the plaintiff the sum of one Dollar Debt with interest thereon at the rate of six per cent per annum until paid together with his costs and charges by him about his defence in this behalf expended and the plff in mercy &c Wm Aldridge proved 1 days attendance & as a witness in the above cause

August Term 1827. 2nd day 98th

Now at this time I Wm R Delany admr of the estate of Wm Clark Dec'd filed in Court a further Inventory of the said estate amounting to One hundred and ninety Dollars and Vouchers that was allowed by the Court to the amt of five Dollars which now leaves the said estate in arrears with the said admr the sum of fourteen Dollars 33/4 Cents

Now at this time it being represented to this Court that Daniel Flynn of the said County is insane Whereupon the Sheriff is directed to Summon an inquest of twelve intelligent disinterested men to enquire immediately at the Seat of the said County as to the sanecity or insanecity of the said Daniel Flynn who thereupon returned a Verdict as follows, to Wit, We of the Jury Summoned and Sworn according to law to inquire into the insanecity of Daniel Flynn do think that he is not able to take care of himself or property on the account of his insanecity Signed Solomon Ward &c Whereupon It is Ordered by the Court that James O Drake Aaron Bacon & James McFadin be appointed guardeans for the said Daniel Flynn during his insanecity

August Term 1827. 2nd day 28th

Now at this time came in open Court Charles J Battell Esqr and was qualified according to law as Prosecuting attorney of the Fourth Judicial Circuit.

Ordered that all causes pending at this term of the Court (not otherwise disposed of) be Continued until the next term of this Court, and that Capias do issue in all State prosecutions pending at this Court where the Defendants are not recognised to appear to the next term of this Court

Ordered that Court adjourn until Court in Course.

Adj^d Sine die

February Term 1828 1st day 25th

At a Circuit Court began and held at the Court house in the Town of Mount Vernon County of Posey and State of Indiana on Monday the 25th day February A D 1828 When Present

The Hon Jas E Goodlett Pr.
Andrew Gavet
Josiah Downen } Ass.

The Sheriff returned in Court a pannel of grand Juran the following of whome appeared and took their Seats to Wit Jesse Campbell Forman John Allison, James Anderson Joshua Lewis, Joseph Grant, Benjamin Carter and Murphy Daniel Cox Thomas Swatney John Cox Enoch Cox, Aaron Burkins, Edward Cardwell and Joseph Wescott fourteen good and lawfull men who being Elected tried and Sworn received their Charg and retired to consider of Presentments

William G Taylor
vs
Adam Moffett Robt Owen & Jonathan Rogers
In Chancery

On motion the defendants Adam Moffett and Jonathan Rogers filed their bills in Answers to which the Plff by his attorney files his exceptions

February Term 1828 1st day 25th

William L Taylor
vs
Adam Moffett William Moffett Robt Owen C J Rogers
On Motion the defts A Moffett and Jonathan Rogers filed their bills in answer to which the plff by his attorny filed his exceptions

On Motion of S Hall Esq. Alfred J Lagan and Amos Lane were admitted as attornies and Counselors at law at this Barr who thereupon were sworn into office

The State of Indiana
vs
Thomas Daly
Now on this day Came the attorny prosecuting and Says he will no further prosecute the above Cause It is therefore Considered that the defendant be discharged and go hence without day

The Same
vs
James Hastings
On Motion this Cause is Continued until the next term of this Court with an Order for an attachment against Edwyn for Contempt returnable to the next term of this Court -

Pilmary Term 1828. 1st day 2nd 25th

Lewis B Kinchelae
vs
John P Lynn } Appeal

On Motion this Cause is Continued until the next Term of this Court by Consent,

The State of Indiana
vs
Lewis B Kinchelae } Ind.t Retailing

Now On this day Came the attorney prosecuting the pleas and the Def.t in his proper person and plead gilty and threw himself on the Mercy of the Court Whereupon It is Considerd by the Court that he make his fine of two Dollars to the State of Indiana to be rendered for the use of a publick Seminary for the County of Posey and that he stand Committed untill the fine and Costs are paid.

The Same
vs
James Nesbit } Ind.t Affb

Now On this day Came the attorney prosecuting the pleas and the defendant in his proper person and plead gilty and threw himself on the Mercy of the Court Whereupon It is Considered by the Court that he make his fine of five Dollars to the State of Indiana to be rendered for the use of a public Seminary for the County of Posey and that he Stand Committed untill the fine and Cost are paid

February Term 1828. 1st day 25th

And now at this time came in open Court George Kashman and Henry Robinson and acknowledged themselves securities for the def.t Danny Mosier for the above fine and Costs

The State of Indiana } Ind.t A&B with intent to murder
vs
Samuel M Callum

Now On this day came the attorney prosecuting the pleas and the defendant in his proper person and for plea saith that he is in no wise gilty in manner and form as he Stands Charged in the Indictment and for trial puts himself upon the Country and the attorney prosecuting the pleas doth the like and thereupon Came Jury to wit, John B. Moore, Saml Barton Davd McCoy, Alson Cahell, Dillon Jessian Wm A L Green, Jonathan Lowe, Isaac Hayes Saml Erwin, Robt Veach, Jacob Downer & Aaron Hall twelve good and lawfull men who being Elected tried and Sworn to try the issue travers do say we of the Jury find the Defendant gilty of assault and battery and assess his fine to twenty five Dollars Wm A L Green foreman

912

February Term 1838. 1st day 25th

The State of Indiana
vs
Lewis J. Rinehelac } 2nd Ct. No 6 B.

On Motion this Cause is continued until the next term of this Court on the Defts affidavit.

Samuel Hart
vs
Lewis Wilson } Slander

On Motion this Cause is continued until the next term of this Court on the Pffs affidavit

On the Petition of Turner Nelson and other Ordered that Peter Lones Wm. Hunter and James Black be appointed Commissioners to alter the State road leading from Harmony to Princeton Gibson County Indiana that part which runs through the farm of Rapp and Associates now occupied by Enos Cooper & James Dillman) Commencing on a hill on said road near a bridge across a small branch where the said State road now turns off from the road that is now used, and runs along the road that is now used to the end of the lane that runs through said farm, thence along the said lane to the other end and intersect with the said State road again and that they report the convenicancy and inconveniencies thereof to the next term of this Court.

February Term 1838. 1st day

State of Indiana
vs
Levi Robinson
Ind.t } Ft. B.

On motion this cause is continued until the next term of this Court.

The State of Indiana
vs
Allen Smith
Ind.t Adultry

Now on this day came the pattions prosecuting the pleas and the defendant in his proper person and for plea saith that he is in no wise gilty in manner and form as he stands charged in the indictment and for trial puts himself on the Country and the pattions prosecuting the pleas doth the like and thereupon Came a Jury to wit, Charles Vandever, David Dixon, Francis Ashworth, Joshua Thornas, Tanner Nelson, John Crunk, James Robb, McPaiden, Wm Davis, John Ramsey, John Purdon, and [illegible], good and lawfull men who being Called Chosen And Sworn to try the issue Joined between the pattions do say upon their oath that the defendant is gilty of adultry and assess his fine to twenty Dollars and Costs Nelson fountain

State of Indiana
vs
Landcaster Nesler
Ind.t } Ft. B.

On Motion this Cause is Continued until the next terme of this Court

2043

February Term 1828. 1st day 25th

The State of Indiana
vs Ind. Lyering Gambling
John Weir
The attorny prosecuting the pleas Says he will no further prosecute the above Cause it is Therefore Considered that the deft be discharged

On Motion of Charles B Battell Ordered that an attachment do Issue returnable instanter against John Crumb, Samuel Crabtree and for a Contempt to this Court. Whereupon the attachment was Issued and the Sheriff having brought Said John Crumb before the Court, It is ordered by the Court that he be fined the Sum of Six Cents for a Contempt Shown this Court in not obeying the a Subpoena at this Court [illegible]

On Motion of C B Battell Esqr. Ordered that an attachment do Issue returnable instanter against Ezekiel Pl ce & Nelson Brakefield for a Contempt Shown this court

Ordered that Court adjourn until tomorrow Morning 8 Oclock

J K Goodlet

February Term 1828. 2nd day

Tuesday February 26th 1828. Court met pursuant to adjournment present Same Judge as yesterday

The State of Indiana
vs
Allen Smith } Adultry

On Motion It is Considered by the Court that the Defendant make his fine of twenty Dollars to the State of Indiana to be rendered for the use of a public Seminary for the County of Perry (the Same so as aforesaid assessed by the Jury on yesterday) and that he stand Committed until the fine and Costs are paid and the Deft in mercy &c

The Same
vs
Henry Ly Burton John Snyder & Dan Lynn } Ind.t Gaming

Now on this day Came the Attorney prosecuting the pleas and says he will no further prosecute the above Cause It is therefore Considered that the Defendants be discharged &c

On the aplication of James McCreery guardian for Sally Forrist, Levicy Forrist & Thomas E Forrist Minor heirs of Mesmmerial Forrest Dec.d praying for the Sale of the East half of the South East quarter

February Term 1828 2nd day 261

of Section No fifteen in Township four South of Range Twelve West, of the lands directed to be sold at Vincennes Ordered that Ebenezer Phillips James Robb and George Smith be appointed Commissioners to value the said land and report to the next term of this Court -

The State of Indiana
vs } Ind. A&B
John Nesler

Now on this day came the attorney prosecuting the pleas and the Defd in his proper person and plead not gilty and on Motion there Came a Jury to wit James Robb, Daniel McCoy, Josiah Bowman Samuel Barton John Breeze, Ignatious Terit Caleb Parish, Samuel Erwin Littleton Rucker Rolf French & Aaron Hall, and John B Moore twelve good and lawfull men who being Elected tried and Sworn do say we of the Jury find the defendant not gilty Jas Robb foreman It is therefore Considered by the Court that the Defendant be discharged &c

The State
vs } Ind. Perjury
James Conlin

Now on this day came the attorney prosecuting the pleas and the Defendant in his proper person and plead not gilty and for trial puts himself upon the Country and the attorny prosecuting the pleas doth

February Term 1828. 2nd day

the like and thereupon came a Jury to wit Charles Vandever Turner Nelson, Richd Edwards Abner Willis, Ebenezer Phillips, & b Bradley Wm P Hatfield, James Wiley, Joseph Kennedy, Elisha Cahell, John Ridenour & Wilson Jones twelve good and lawfull men who being Elected tried and sworn to try the issue between do say we of the Jury find the defendant not guilty Turner Nelson foreman

It is therefore considered that the Deft be descharged &c and go hence without day &c

The State of Indiana
vs
John Stallings

Now on this day came the attorney prosecuting the pleas and says that he will no further prosecute the above cause it is therefore considered by the Court that the Defendant be discharged and go hence without day &c.

Susana Eledge
vs
John Eledge

Petition for divorce

This Cause is dismissed at the Pltffs cost

Joseph R Walker
vs
John I O'Brian

J. C.

On Motion this cause is continued until the next term of this Court

February Term 1828. 2nd day 267

Stephen Bean
vs
Levi Roberson
} Trespass vi et armis

On motion this cause is Continued untill the next term of this court -

The special Judges of Knox Co. for the use of Hathaway
vs
John L O'Brian executor of Thos Loney Dec'd
} Scieri facias

Now on this day came the parties by their attorneys and the last Continuance failing to plead and the motion there Came a jury to wit, John Breeze Saml Barton Josiah Dawson Jas Robb Danl McCoy John Dillmore Aaron Hale, Robt Savage Littleton Newton, Saml Brown Balel Parrish & Ignatius Pruitt Twelve good and lawfull men who being elected tried and Sworn to enquire into the premises upon their oaths do say the defendant do assess the plaintiffs damages to eight Hundred and ninety three Dollars Seventeen cents Saml Robb foreman

and the Deft by his attorney moved for a rule against the pltf to Shew Cause Why a new trial should not be granted

Lepe Hay proved two days attendance as a witness in the above Cause from this County of Morris.

Ordered that John Clark be fined fifty Cents and the cost of an attachment for a Contempt to this Court.

February Term 1828. 2nd C. day 2d

The State of Indiana
vs
James Riley
} Ag B

Now on this day came the attorny prosecuting the pleas and the Says he will no further prosecute the above cause It is therefore Considered that the Defendant be descharged and go hence without day

Frederick Rapp
vs
Elias Pfeiger
} Scieri facias

Now on this day came the plff by J Hall his attorney and the defendant being three times Solomly Called Came not but made Default It is therefore Considered by the Court that the Judgment be revived and that Execution Issue thereon.

Aaron Baker assignee
vs
Lazerus Powel
} Debt

Now On this day came the plaintiff by Risk Daniel his attorny and the Defendant being three times Solomly called Came not but made default It is therefore Considered by the Court that the plaintiff, recover of the Defendant the Sum of Seventy Seven Dollars debt with five Dollars thirty five cents damage making in the whole the Sum of Eighty two Dollars thirty five Cents with interest thereon at the rate of Six per Cent per Annum untill paid together with

Plff dismissed 26th 1828

February Term 1826. 26th day

his cost and charges by him about his suit in this behalf expended and the defendant in mercy &c

Ordered that Court adjourn until two o'clock this evening

Court met persuant to adjournment present Same Judges

Taylor-Faculteroy &c.
vs In Chancery
John Speakman
Now on this day came the plaintiffs by J Hall their attorney and dismissed the above cause It is therefore considered by the Court that the defendant recover of the plaintiffs his cost and charges by him about his defence in this behalf expended & the plaintiffs in mercy &c

W G Taylor et als
vs W & J
John Speakman
Now on this day came the plaintiffs by J Hall their attorney and dismissed the above cause, It is therefore considered by the Court that the defendant recover of the plaintiffs his cost and charges by him about their defence in this behalf expended and the plffs in mercy &c

W G Taylor
vs Trespass
Thomas Dyer On motion the above cause is

February Term 1828. 2nd day 26-

Continued until the next term of this Court.

Andrew McJadin
vs In Chancery
Jesse M Bellon

Now on this day came the parties by their attorneys and submitted the above cause to the Court and after deleberation It is ordered and decreed by the Court that the complainants bill be dismissed and that the defendant recover of the complainant his cost and charges by him about his defence in this behalf expended and the complainant in mercy &c

Ordered that Court adjourn until Court in tomorrow morning 8 Oclock

J K Goodlett

Wednesday February 27th 1828 Court met pursuant to adjournment present same Judges as yesterday

On motion of Saml Hall Esqr ordered that John McLane be admitted as an attorney and Counselor at law at this bar whothere upon was qualified into office

Ordered that John Dunbar be allowed two Dollars fifty Cents for paling in the grave of Isaac Riddle dec'd

(212)

February Term 1824. 5th day 27th

Meeker Neal
vs } Appeal
Thomas Dyer
On Motion this cause is continued until the next term of this Court

Allen Smith
vs } Trespass A&B
James Miley
Now on this day came the plaintiff by his Attorney and the Defendant by his Attorney and plead not guilty and Justification which is joined by the plaintiff and thereupon came a Jury to Wit John Breese, Saml Paxton, Saml McCoy, Elisha Cahell, Wm L Green Josiah Dawson Jas Ry Robb, Aaron Hall Saml Erwin, Rolf French, Gilbeon Hinton & John Belloore twelve good and lawfull men who being elected tried and sworn to try the issue joined do say we of the Jury find for the Deft. William L Green Whereupon it is considered by the Court that the Defendant recover of the plaintiff his Cost and Charges by him about his defence in this behalf expended and the plaintiff in mercy &c

John Ramsay proved two days attendance as a Witness in the above Cause

February Term 1828. 5th. day 7th

Philip J Hallman
vs } Covenant
Robert Owen

On motion this cause is continued and the
dismissed at the plaintiffs cost, It is therefore
considered by the Court by the Court that the
Defendant recover of the plaintiff his cost
and Charges by him about his defence in
this behalf expended and the plaintiff in
mercy &c

Danl Nelson
vs } Slander
Saml J Minard & Wife

On motion this cause is dismissed at the
Defendants cost it is therefore considered
by the Court that the plaintiff recover of the defendant
his cost and charges by him about his said in this
behalf expended and the defts in mercy &c

Same
vs } Slander
William Minard

Same order as above

Same
vs } Slander
Eliza Minard

Same order as above

Richard Daniel
vs } Trespass
Middleton McKinney et als

Now at this day came the plaintiff and

February Term 1825. 3d day 27th

dismissed the above cause It is therefore considered by the Court that the defendant recover of the plaintiff their costs and charges by them about their defence in this behalf expended and the plff in mercy &c

Peter Theaten
vs } In Chancery
James Theaten & wife

On motion this cause is continued until the next term of this Court

Aaron Silver
vs } Appeal
Aaron Bates

This cause is continued on the affidavit of the defendant with leave to take depositions generally

Allen Smith
vs } Trespass & A&B
Richard Ramsey

Now on this day came the plaintiff by his attorney and dismissed the above cause. It is therefor considered by the Court that the defendant recover of the plff his costs and charges by him about his defence in this behalf expended and the plaintiff in mercy &c

Now on this day Ebenezer Phillips one of the commissioners appointed to divide the real estate of Alexander Wilsons Decd among the heirs and legal representatives of the said Decd returned and filed in Court their proceedings

February Term 1828. 3rd day 7th

which was received and approved by the Court and ordered to be spread at full length on the Complete record and the account of the Commissioners allowed

John Vandever
vs
Joseph Spalding & John Braddy
} In Appeal

Now on this day came the parties by their attorneys and by consent the Judgment of the Justice of the peace is affirmed and made the Judgment of this Court And that the plaintiff recover of the Defendants his costs and charges by him about his suit in this behalf expended and the Defendants in Mercy &c

Ordered that Court adjourn until tomorrow Morning 8 O'Clock

J. K. Lynch

February Term 1828. 4th day 28th

Thursday February 28th 1828 Court met persuant to adjournment present same Judges as yesterday

Wm G Taylor
vs } In Chancery
Adam Moffett et al

Now on this day came the parties by their attorneys and the Court having delebrated on the exceptions filed by the plaintiff to the defendants answers do in part sustain the exceptions whereupon the Defendant Counsel Moved the Court to withdraw his answers to be amended by striking out the excelevent matter which was granted him by the Court

The Same
vs } In Chancery
The Same

The same order as above

Adam Moffett
vs } Appear
Amos Clark

On Motion this Case is continued until the next term of this Court on the affidavit of the Defendant with leave to take depositions generally

Allen Smith
vs } Trespass
Wiley & Ramsey

John Gay proved five days attendance as a witness in the above Cause

February Term 1828. 4th day 28th

The Associate Judges of Knox County
vs
Scire facias
John J. O'Brian Executor of Thomas Jones Dec'd

Now on this day came the parties by their attornies and on the motion for a rule to shew cause why a new trial should not be granted, after argument the Court discharged the rule and on motion it is considered by the Court that the plaintiffs recover of the defendant the sum of eight hundred and ninety three Dollars seventeen cents lawfull money with interest thereon at the rate of six per cent per annum untill paid together with their cost and Charges by them about their suit in this behalf expended and the Defendant in mercy &c

Common Pleas
vs
Appeal
Aaron Baker

Now on this day came the plaintiff and defendant and submitted the above cause to the Court whereupon it is considered by the Court that the Judgment of the Justice of the peace be affirmed and made the Judgment of this Court and that the plaintiff recover of the Defendant his cost and Charges by him about his suit in this behalf expended and the Defendant in mercy &c This Judgement satisfied in full March 15th 1828. Samuel Heaney

February Term 1825. 4th day 287

John Thompson
vs
James Dunn
} Slander

Now on this day came the parties and by Consent this cause is dismissed at the Defendants Costs It is therefore Considered by the Court that the plaintiff recover of the Defendant his Cost and Charges by him about his suit in this behalf expended and the Defendant in mercy &c

John D Davis proved one days attendance as a witness in the above cause

Joshua Martin
vs
Jacob B Hopkins
} Covenant

Now on this day came the parties by their attornies and the issue having been joined in Motion there came a jury to wit James Robb Littleton Green Samuel Barton Daniel McCoy Wm A F Green Ignatius Pearson John B Moore Aaron Hall Wm Davis Samuel Corwin and Robt French twelve good and lawfull men who being elected tried and Sworn to try the issue joined do say we of the jury find for the plaintiff and assess his damage to one hundred and thirty six Dollars forty eight Cents Wm A F Green foreman

Whereupon on Motion it is Considered by the Court that the plaintiff recover of the Defendant the Sum of one hundred and thirty six Dollars forty eight Cents

lawfull money with interest thereon at the rate of six per cent per Annum until paid together with his cost and Charges by him about his suit in this behalf expended and the Defendant in mercy &c
Wm Chisenhall proved three days attendance as a Witness in the above Cause

James Bennet Assignee
vs
Richard Ramsey
Now on this day came the parties by their attorneys and submitts the above Cause to the court and after hearing the testimony It is Considered by the Court that the Judgment of the Justice of the peace be affirmed and made the judgment of this Court and that the Plaintiff recover of the Defendant his cost and Charges by him about his suit in this behalf expended and the Defendant in mercy &c
Turner Nelson proved four days attendance as a Witness in the above Cause

Joshua Monroe
vs
Presley Pritchett
Now on this day came the parties by their attorneys and on motion this cause is Continued until the next term of this Court with leave for the Defendant to take Depositions

February Term 1828. 4th day 24

State of Indiana
vs
Wm M Pinchelae
On motion this cause is continued until the next term of this court

The same
vs
Plt
Jas McKinny & John McCadin
Now on this day came the attorney prosecuting and says he will no further prosecute the same, Ordered &c it is therefore considered that the defendants be discharged & go hence without day &c

Zachariah Wade
vs
Leander
William Linley
Now on this day came the parties by their attornies and the defendant filed his plea of justification and general issue which issue is joined by the plaintiff and on motion there came a jury to wit Elisha Cahell Daniel McCoy James Robb Wm A L Green, Littleton Keelan, Josiah Dawson, John Bellamy Aaron Hall Samuel Erwin, Robt Lynch, Wm Davis and David A Mills twelve good and lawfull men who being elected tried and sworn to try the issue joined ~~so that they~~ retired to consult of their verdict

John Ramsey summoned 3 days, Jesse Hank 3 days and Silas Campbell 3 days as witnesses in this cau

February Term 1828. 4th day 28th

Moses Morse
vs
Adam Moffett
3 $16
On motion this cause is continued until the next term of this Court by consent and leave is granted for the Defendant to take depositions.
Isaac Baker proved three days attendance as a witness in the above cause

John Vandever
vs
Spalding & Gradday
3
Lytle Wiley proved two days attendance as a witness in the above cause

Saml Hart
vs
Lewis Wilson
3 & Costs
David Ball & Jesse Nash each proved one days attendance as a witness in this cause

Allen Smith
vs
Wiley & Ramsey
3 Trespass $9.13
Noland Wilson proved six days attendance as a witness in the above cause

2 2 25
3

February Term 1828. 4th day 28th

Elisha Braddy
vs
William Taylor
Covenant

On motion this cause is continued until the next term of this Court on the affidavit of the Plff agreed

Elisha Braddy
vs
Wm Taylor
Covenant

Now at this day came the parties by their attornies and the Deft Plaintiff filed an affidavit for a continuance of the above cause and the Deft moved the Court to dismiss the cause for want of a declaration which motion was sustained by the Court Whereupon it is considered by the Court that the Defendant recover of the plaintiff his cost and charges by him about his suit in this behalf expended and the Plff in mercy &c

Ordered that Court adjourn until tomorrow morning 8 Oclock

J R Goodlett

February Term 1828 5th day 29th

Friday February 29th 1828. Court met pursuant to adjournment present same Judges as yesterday

Robert Owen
ay & 3/3 Waste
Jonathan Rogers

Now on this day came the parties by their attorneys and the defendant filed his demurrer to the plaintiffs declaration which was overruled by the Court and the defendant withdrew his demurrer and filed his plea of nul tiel and justification to which the said plaintiff filed his replication which was joined by the defendant And on motion this cause is continued until the next term of this Court

William L Taylor
ay & 3/3 In Chancery
Adam Moffett et al

Now at this time the defendants Adam Moffett and Jonathan Rogers filed their Amended answers

The same
ay & 3/3 In Chancery
The same

The same Order as above

February Term 1828. 5th day 9th

The Grand Jury came into Court and returned the following indictments to Wit.

The State of Indiana
vs
Wright Stallings } Ind.t Perjury

The same
vs
Willis Stallings & Lewis B Winchelow } Ind.t Mean Stealing

The same
vs
Richard Carter } Ind.t F & L.

The same
vs
Lewis Endicott } Ind.t F & L.

Ordered by the Court that the Defts in the Indictments for Perjury and Mean Stealing be recognized in the Sum of four hundred Dollars each with Security in the Sum of two hundred Dollars each and the Defendants in the Indictments for assault and battery be recognized in the Sum of one hundred Dollars with Security in the Sum of fifty Dollars And the Grand Jury having no further business are discharged and David Bradley bailiff allowed three Dollars Seventy five Cents

The State of Indiana
vs
John A Price } Bastardy
David Murphy proved 3 days attendance in the above case

February Term 1828. 5th day 9th

Made
in
Darley

Simon Reder proved four days David Wilson five days and Charles Pursell three days attendance as witnesses in the above cause

Now on this day came Lewis B Kinchelae & David A Mills and acknowledged themselves indebted to the State of Indiana Lewis B Kinchelae in the sum of four hundred Dollars and David A Mills in the sum of two hundred Dollars to be levied on their respective goods and chattels lands and tenements if default be made in the condition following to wit, the condition of this recognance is such that if the above bound David Lewis B Kinchelae do appear on the first day of the next term of this Court and answer unto an Indictment found against him by the grand jury for the Harrison and not depart the Court without leave then this recognance to be void else remain in full force and virtue in law

Now on this day came Willis Stallings and David Wilson and acknowledged themselves indebted to the State of Indiana Willis Stallings in the sum of four hundred Dollars and David Wilson in the sum of five hundred Dollars to be levied on their respective goods and chattle lands and tenements if default be made in the

February Term 1828. 5th day 29th

Condition following to wit, the Condition of this recognizance is such that ~~wherear the~~ if the above named and bound Willis Stallings shall appear here on the first day of the next term of this Court and Answer unto an Indictment found against him by the grand Jury for man Stealing and not depart the Court without leave then this recognizance to be void else remain in full force and virtue in law.

Solomon Marrow
vs
Samuel McCallum
Assumpsit. 1815

Now on this day came the parties by their Attorneys and by consent this cause is dismissed at the Defendants cost & it is therefore considered by the Court that the plaintiff recover of the defendant his cost and Charges by him about his suit in this behalf expended and the Defendant in mercy &c. May 29th Issued Fi. Fa. to Richard Ramsey each for four days attendance as witness in the above cause

Bailie & Fairchild Adm.rs of E. Harrison Dec.d
vs
Thomas Anderson & John Johnson
Chancery
On Motion this Cause is continued until the next term of this Court -

February Term 1823. 5th day 29

Moses Morse
vs
Robert Owen

Now on this day came the parties by their attornies and the issue being made up there came a jury to wit, George Washman, William Wiseman, Zachariah Wade, William Wilson, Joshua Wade, Ephraim Jaquet, Richard Stanner, Ignatius Levit, Josiah Spalding, David Wilson, Charles Purcell and John Vandever twelve good and lawfull men who being elected tried and sworn to try the issue joined do say we of the jury find for the Defendant

Joseph Spalding Jun

And on motion it is considered by the Court that the Defendant recover of the Plaintiff his cost and charges by him about his defence in this behalf expended and the Plaintiff in mercy &c

Zacheriah Wade
vs
William Darley

Now at this time came the jury who were impannelled on yesterday to try the above cause and returned in Court the following verdict to wit, We of the Jury find the Defendant guilty and assess the Plaintiffs damage to Forty Dollars

William A. Green Jun

And on motion it is considered by the

February Term 1828. 5th day 2 Ct

Court that the Plaintiff recover of the Defendant the Sum of forty Dollars Damages aforesaid with interest thereon at the rate of six per cent per annum until paid together with his costs and Charges by him about his Suit in this behalf expended and the defendant in mercy & John C Moorehead proved four days and John Vandever proved three days attendance as witnesses in the above cause

Robert Clinton
vs } Trespass vi et armis
David Dixon

Now on this day came the parties by their Counsel and dismissed the above cause it is therefore Considered by the Court that the Defendant recover of the Plaintiff his Cost and Charges by him about his defence in this behalf expended and the Plaintiff in mercy &c

John McDonald
vs } Debt
Robert Owen

On Motion this cause is Continued until the next term of this Court by Consent

Alexander Rogers
vs } Slander
Willis Stallings

On Motion this cause is dismissed at the Defendants Cost &c is

February Term 1828. 5th day of

therefore considered by the Court that the plaintiff recover of the Defendant his costs and charges by him about his suit in this behalf expended and the Defendant in mercy &c

Samuel Lane
vs } Appeal
Thomas Margrave et al

On Motion this cause is continued untill the next term of this Court with leave for the Defendants to take Depositions

Richard Barker
vs } Assumpsit
William P Walford

On Motion this cause is continued untill the next term of this court.

The State of Indiana
vs } Bastardy
John A Price

On Motion this cause is continued untill the next term of this Court.

John Hale & Wife
vs } Slander
David Jones & Wife

The parties appear by their attornies and by consent this cause is continued untill the next term of this Court.

James Black proved three days attendance as a witness in the above cause

February Term 1826. 5th day 29

John Gale & Wife
vs
Lewis B Kinchelae & Wife
Slander
On motion this cause is continued until the next term of this court by Consent

John Gale
vs
L B Kinchelae et als
Trespass vi et armis
Same Order as above

Same
vs
David Jones et als
Appeal
Same Order as above

Moffett & Shanklin
vs
Isaac Bayley
Covenant
On motion this cause is continued until the next term of this Court On the Defts affidavit with Leave to take depositions

David Thomas proved com day attendance in a Mitmp in the above causes

The State of Indiana
vs
Richard Barker
Indict A & B
Now on this day Came the attorney prosecuting the pleas and the defendant in his proper person and pleaded guilty and threw himself on the mercy of the Court, It is therefore considered by the Court that he make his fine

February Term 1878. 5th day

of one Dollar, to the State of Indiana to be rendered for the use of a public Seminary for the County of Posey together with costs of Prosecution and the defendant in mercy &c

Ephraim Haskel
vs Replevin
Henry C Purton

Now on this day came the plaintiff by his atty, and dismissed the above cause, It is therefore considered by the Court that the defendant recover of the plff his costs and charges by him about his defence in this behalf expended and the plaintiff in mercy &c

John Carmody
vs Appeal
Nathan Ashworth

Now at this time came the parties and submitted the above cause to the Court, and after deliberation It is Considered by the Court that the Judgment of the Justice of the peace be confirmed and made the Judgment of this court and that the plaintiff recover of the defendant his costs and charges by him about his suit in this behalf expended and the Defendant in mercy &c

Ordered that George M Ingals be find the sum of fifty cents, and the cost of attachment for Contempt to this Court.

February Term 1828. 5th day 29

Solomon Hill & Howard Henderson
Merchants trading under
the firm of Hill & Henderson
vs
Robert Owen
} Foreign attach.

This day came the plaintiffs by their attorney and it appearing to the Court that a writ issued herein agreeably to law and the defendant give special bail for his appearance to the present term and he failing to appear on motion it is considered by the Court that the plaintiffs recover of the defendant the sum of eighty hundred and thirty five Dollars and forty cents with interest thereon from this date until paid Together with their cost and charges by them about their suit in this behalf expended and defendant in mercy &c

James Pardon
vs
Robert Owen
} Foreign attachment

This day came the plaintiff by his attorney and the defendant failing to appear agreeably to consent and agreement filed Wherefore on motion it is considered by the Court that the plaintiff recover of the defendant the sum of three thousand six hundred and thirty one dollars and sixty four cents with interest thereon from this date until paid. Together with his cost and charges by him about his suit in this behalf

February Term 1838. 5th day 29

expinded- It is further adered that the Clerk pay over to the plaintiff aforesaid to Case the money received by him from the Sheriff of said County for the sale of the perishable property heretofore sold- It is further considered by the Court that the property heretofore attached be sold or so much thereof as is sufficient to satisfy the plaintiffs aforesaid claim and that an execution issue therefor.

Tacy Coats Complt
vs In Chancery
Elizabeth Coats
George Coats
John Coats
Jesse Coats
Abner Coats
William Coats
Benjamin Coats

It is alleged in the complainants bill of Complaint that in the year 1818 She advanced to Benjamin Coats father of the defendants the sum of Eighty Dollars for the purpose of purchasing a quarter Section of land in Perry County Indiana That the said Benjamin Coats some short time after purchased of the United States for the use of the complainant the South east quarter of Section ten in Township five South of Range thirteen West with said sum of Money and had the certificate thereof made out in his name That the [illegible]

Shelburny Term 1828. 5th day 29

the complainant advanced the further sum in payment of said quarter Section of Land of eighty Dollars that the said Benjamin Coats died in the year 1821 leaving the defendant his legal heir and that She paid to the United States after the death of said Benjamin One hundred & Sixty Dollars more which completed the payment for said Land but in consequence of the original entry having been made in the name of the said Benjamin Coats a Patent has issued for said quarter Section of Land to the heirs of the said Benjamin Coats Dec'd who refuse to convey to the Complainant the Complainant pra[y] a decree to inforce the defendants to transfer and convey said quarter Section of Land to her &c And it appearing to the Court that a Subpoena in Chancery has issued in this case against said Defendant in time to answer at the present term and they failing to appear and answer said bill Wherefore it is ordered adjudged and decreed that the complainants bill of complaint be taken for confessed It is further ordered adjudged and decreed that the said Defendants make execute and deliver unto the Complainant her heirs and assigns a deed in fee Simple for said quarter Section of Land on or before the first day of June next and also deliver unto the said

February Term 1898. 5th. day Pg

Complainant all title papers relative to said tract of land It is further ordered and decreed that in case the said Defendants fail to make a deed within the time above stated to the Complainant that they & each and every of them are hereby perpetually enjoined from taking possession & using occupying or intergearing with the said tract of land and from using any act or acts of owner-ship ~~over~~ whatsoever over the same

W. E. Goodlet Jr.
Josiah Crumen Jr.
Andrew Caudle Jr.

Ordered that Court adjourn until Tomorrow morning 8 Oclock

W. E. Goodlet

February Term 1828. 6th day 1st [illegible]

Saturday March 1st 1828. Court met pursuant to adjournment present same Judges as yesterday.

Ordered that Lepse Welborn be allowed five Dollars out of the estate of John Waggoner Dec'd for his services advertizing division and sale of the Land of said Deceased

Polly Rachel
vs
Ephraim Rachel } Petition for Div of Dec

Now on this day came the parties in their attornies and submitted the above Cause to the Court and after having heard the testimony It is Ordered adjudged and decreed by the Court that the Complainant be divorced from her husband Ephraim Rachel and that the Deft pay the Cost and be in Contempt &c

The State
for use
Jesse Price } Bastardy

Thomas Dyer proved four days attendance as a witness in the above Cause

February Term 1828. 6th day 1st

Joshua Monroe
vs
Peasley Pritchett
John McGonigle proved 2 days attendance as a witness, James Finch three days

Moses Morse
vs
Adam Moffett
Samuel Erwin proved 3 days attendance as a witness in the above cause

Ordered that William Boone be allowed the sum of four Dollars twenty nine cents out of the estate of Robin Ridder Dec'd for a coffin & digging the Deceased a grave

Now on this day came in open Court Denner Carrall an alien and presented satisfactory evidence to the Court that he had taken two preparatory steps to become a Citizen of the United States and having resided in the United States for the term of Fourteen years a native of Ireland and a subject of the King of Great Britain aged thirty eight years and took the several oaths prescribed by law to become a Citizen of the United States and was admitted as a Citizen of the United States

February Term 1898. 6th day 1st

L. L. Parkin
vs } Replevin
Jesse A. Welborn

On Motion this Cause is Continued until the next term of this Court.

H. G. Bradley proved three days, Charley Porterfield proved five days and Sam Pinebrook three days attendance as witness in the above Cause.

Moffett & Shanklin
vs } Sam Finch proved three days
Isaac Baker } attendance as a witness in the above cause.

William L. Taylor
vs } In Chancery
Adam Moffett, J. Rogers & R. Faver

Now on this day came the parties by their attorneys and the defendants Counsel moved the Court to decide the injunction against Adam Moffett on Bill and answer and after Argument the Court sustained the motion and dissolved the injunction herein the Presidents Judge dissenting. To which action of the Court the plaintiff filed his Bill of exceptions which was Signed by the Court and ordered to be made a part of the record. Whereupon the Complainant prayed an appeal to the Supreme Court which was granted him on his filing bond in the sum of Two hundred Dollars with John Skinner & Robert McGraw and Jack Brown his Security within thirty days from this date

February Term 1838. 6th day 1st

William G. Taylor
vs
In Chancery
A. Moffett, W. Moffett, J. Rogers & B. Owen

On motion this cause is continued until the next term of this court

Ordered that all causes pending at this term of the court and not otherwise disposed of be continued until the next term of this court -

Ordered that Court adjourn until Court in Course

J. E. Groves

August Term 1828. 1st day 25th.

At a Circuit Court begun and held at the Court House in the Town of M.c Kean in and for the County of Perry on Monday the 25th day of August 1828. When Present

The Hon.l Isaac E. Coodlett

Josiah Bowmen
Andrew Lovett } J.J.

The Sheriff returned in Court a panne of Grand Juran the following of whome appeared and took their Seat to wit, James Calvin Forman Robert Daley Joseph Cully Michael Lattzman James Taylor Ezekiel Keesheem Alexander Hodson Wilson Jones Jacob Row Wm. Wolfe Joel Jones John Armstrong Theron Wiggins Jas. Reason Wiley and John Williamson fifteen good and lawfull men who being elected tried and Sworn received their Charge from the bench and retired to Consult of presentments,

The State of Indiana } Ind.t 1828
vs
William H. Kincheloe

Now on this day Came the Attorney prosecuting the pleas and the said Wm. H. in proper person and plead not gilty and thereupon Came a jury to wit, Rubin Alldridge John Pedenbar, Martin Cantrell James Johnson John Downey Jacob Gillet John Robinson Lewis Adams,

August Term 1828. 1st day 25th

John A Endicott, John Bradley Elijah Alldridge and Lawrence Alldridge twelve good and lawfull men who being elected tried and sworn to try the issue between the parties do say we of the jury find the defendant gilty and assess his fine to one cent. John A Endicott foreman

And the defendant in his attorney moved for a rule against the prosecuting Attorney to show Cause why a new trial should not be granted

The State of Indiana } Indt. S. C. C.
by
Lewis B Kinchelaed

Now on this day came the Attorney prosecuting the pleas and the defendant in his proper person and plead not gilty and for trial puts himself on the Country and the Attorney prosecuting the pleas doth the like and thereupon Came a Jury to wit, John Linder, Samuel Erwin, Wm Busby, Jesse Combs, John Foman, James Branch, Aaron Burrison Wm Utley, Jonathan Cox, James Mickerson, Levi French and Berry Dunn twelve good and lawful men who being elected tried and sworn do say we of the jury find the Defendant gilty and assess his fine to one Cent.

Said Erwin foreman

And on motion it is considered by

August Term 1828 14th day Wm H.

the Court that the Defendant make Affi
of one Cent to the State of Indiana to
be rendered for the use of a Seminary
of learning for the County of Payne
and pay the Cost of prosecution and be
in Custody Stand Committed until the
fine and Cost is paid -

Stephen Kinchelae
vs } Trespass -
John Lerner & C B Kinchelae

On Motion this Cause abates by reason
of the death of the plaintiff

Aaron Silver
vs } appeal
Aaron Baker

On Motion this Cause abates by reason
of the death of the plaintiff -

John Vanderen
vs } Replevin
David Ball & Rich'd Ramsey

On Motion this Cause is dismissed at
the plaintiffs Cost. It is therefore Consider-
ed that the Defendants recover of the
plaintiff their Cost and Charges by them
about their defence in this behalf expend-
ded and the plaintiff in mercy &c

August Term 1828. 1st day 25th

The same
vs } Replevin
The same

On motion this cause is dismissed at the plaintiff cost by Consent It is therefore considered by the Court that the Defendants recover of the plaintiff their cost and charges by them about their suit in this behalf expended and the plaintiff in mercy &c

The same
vs } Trespass vi et armis
Wall Ramsay & Harman

On motion this cause is dismissed at the plaintiffs Cost, It is therefore considered by the Court that the defendants recover of the plaintiff their Cost and charges by them about their suit in this behalf expended and the plaintiff in mercy &c

Wallace & Fairchild
vs } In Chancery
Johnson & Anderson

On motion the above cause is continued until the next Term of this Court, by Consent

Robert Owen
vs } Waste
Jonathan Rogers

On motion the above cause is dismissed at the plaintiffs cost, It is therefore considered by the Court that the defendant recover of the plaintiff, his cost and charges by him about

August Term 1878. 1st day 23rd.

defence in this behalf, expended and the plaintiff in mercy &c.

Wm H. Taylor
vs } Replevin
Isaac Peck

On motion the above cause is dismissed at the plaintiffs cost, It is therefore Considered by the Court that the defendant recover of the plaintiff his cost and charges by him about his defence and the plaintiff in mercy &c.

The State of Indiana
vs } Ind. Dullerday
Samuel Slating

Now on this day Came the attorney prosecuting the pleas, and says he will no further prosecute the above cause, It is therefore Considered by the Court that the defendant be discharged and go hence without day &

The Same
vs } C. & D. 73
Levi Robinson

Same order as above

The State
vs } C. & D. 73
Lancaster Nesler

Now at this time Came the attorney prosecuting the pleas and the defendant, in his own proper person and for plea saith that he is in no wise guilty in manner &c.

August Term 1828. 18th day 25th

form as he stands charged in the Indictment, and for trial puts himself upon the Country, and the attorney prosecuting doth the like, and thereupon came a Jury (Viz) Isabel Tillett, James Johnson, John Downey, Martin Eastes, Elijah Aldridge, John A Endicott, John Robinson, Samuel Aldridge, David Moore, John Robinson, John Bradley, & Erastus Aldridge, twelve good and lawful men who being elected tried and sworn do say, We of the Jury find the defendant not guilty. John A Endicott foreman

It is therefore considered by the Court that said the defendant be discharged and go hence without day

The State
vs Ind.t Perjury,
Wright Stallings

Now on this day came David Wilson and James Owen the securities for the above defendant came into Court and surrendered their principal who was thereupon ordered into the Custody of the Sheriff,

The State
vs Ind.t for Unlawful Cutting,
Lewis B Kinchelow

Now at this time came the attorney prosecuting for the State, and the defendant in his own proper person and for plea saith that he is in no wise guilty in manner and form as he stands charged in the Indictment, and for trial puts himself on the Country, and the attorney prosecuting doth the like

August Term 1828. 1st day 25th

and thereupon Came a Jury (Sworn)
John Ridenhour, John Carson, Littleton Kelcain
George A Kaus, John Bradley, Berry Dunn, Jesse
Combs, William Utley, John Robinson, John Douney
Martin Cantrell, and John A Endicott, twelve
goode and Lawful men who being elected tried and
Sworn do say We of the Jury find the defendant
guilty as he stands charged in the Indictment
and assess his fine to one hundred Dollars, for the
use of a Seminary of Learning in the County of
Posey, and that he be imprisoned at hard labour
in the State prison at or near Jeffersonville for the
term of one year, J. Carson foreman
The defendant moved a rule (to operate on
tomorrow morning) against the prosecuting attorney
to show cause why a new trial should not be granted

The same
vs Ind. 90 $
Dennis Aldrich

Now on this day Came the attorney prosecuting
the pleas for the defendant in his own person and
plead guilty and threw himself upon the mercy of
the Court, It is therefore considered by the Court
that he make his fine of twenty five cents to be
rendered for the use of a public Seminary of
learning for the County of Posey, together with
cost of prosecution, and that the defd. stand
committed untill the fine and cost are paid

August Term 1838. 1st day 25th

Taylor Fauntleroy 16c
vs } Assumpsit
Robert Owen

On motion this cause is continued under the next term of this Court by Consent.

W G Taylor
vs } ~~Trespass~~ Covenant
The Same

Same order as above

The State of Indiana for the use of W. G. Taylor
vs } Covenant
Robt Owen & R D Owen

Same order

Robert Owen
vs } Assumpsit
William G Taylor

Same order

Same
vs } Assumpsit
W G Taylor & others

Same order

Now on this day came in open Court Wright Stallings and acknowledged himself indebted to the State of Indiana in the sum of four hundred Dollars, and also came in open Court Alexander Rogers and Daniel Wilson and

August Term 1838. 1st day 25th.

and acknowledged themselves indebted to the State of Indiana in the sum of two hundred Dollars to be levied on their respective goods and chattles land and tenements if default be made in the Condition following, to wit, The condition of this recognizance is such that whereas if the above named Wright Hastings shall appear here on to morrow morning and answer unto an Indictment against him for perjury and abide and perform the Sentence and decree of the Court and not depart the Court without leave then this recognizance to be void else remain in full force and virtue in law

Ordered that the Court now adjourn until to morrow morning 9th Oclock

J. R. Goodlett

August Term 1828. 2nd day 26th

Tuesday August 26th AD 1828 Court met pursuant to adjournment Present same Judges as yesterday

James Stewart adm of the estate of John Merrel
vs
Samuel Gibson & Others

On Motion of Saml Hall Esqr ordered that the Sheriff of Gibson County be authorised to amend his return on an execution heretofore issued in the above Cause directed to the County of Gibson

The same
vs
The same

On Motion of Saml Hall Esqr Ordered that the Sheriff of Gibson County be authorised to amend his return on the execution heretofore issued from this Court in the above Cause directed to the Sheriff of the said County of Gibson

The State of Indiana
vs
Wm H Tinsdale

Ind. A&B

On the Motion made on yesterday

August Term 1828. 2nd day 26th

for a new trial after argument the Court discharged the rule and on Motion It is Considered by the Court that the Defendant make his fine of One Cent to the State of Indiana to be rendered for the use of a Public Seminary in the County of Posey together with the Cost of prosecution and that the Defendant stand Committed untill the fine and cost is paid

Joseph R Walker
vs } S. C.
John O'Brian

On Motion this Cause is dismissed at the Pltfs Cost.

Stephen Bean
vs } Trespass vi et Armis
Levi Robenson

On Motion this Cause is Continued untill the next term of this Court

On Motion of C. J. Battell Esq: It is Ordered that Edmund H Hopkins Esq: be admitted as attorney and Counsellor at law at this bar ex gratia

Peter Thlater
vs } In Chancery
James Thlater & Wife

On Motion of the Pltf by his attorney this Cause is Continued untill the next term of this Court —

August Term 1838 Wednesday 26th

Adam Moffett
vs } Appeal
Amos Clark }
On Motion the above cause is continued until the next term of this Court on the affidavit of the Defendant

Joshua Monroe
vs } F. C.
Presley Pritchett }
Now at this time came the parties in their proper person and the Defendant Confessed a Judgment in favor of the Plaintiff for the sum of Twenty Dollars It is therefore considered by the Court that the Plaintiff recover of the Defendant the sum of twenty Dollars so as aforesaid Confessed together with his Cost and Charges by him about his suit in this behalf expended and the Defendant in Mercy &c

The State of Indiana
vs } Indt Perjury
Wright Stallings }
On Motion this cause is Continued until the next term of this Court on the affidavit of the Defendant

August A. Term 1828. 2nd day 26th

Robert Owen
vs } Debt
James M. Jones & Robt. M. Evans
On Motion this cause is continued until
the next term of this Court by Consent

The Same
vs } Debt
Robert M. Evans
Same order as above

The Same
vs } Assumpsit
The Same
Same order as above

Robert M. Evans
vs } F. C.
Robert Owen
Same Order as above

Nancy Lewis
vs } Trespass
Adam Moffett & Wm. Randolph
On Motion the above cause is ~~discharged~~
Continued until the next term of this Court

The Same
vs } Trespass
The Same
On Motion the above cause is ~~continued~~
dismissed at the plaintiff's cost.

August Term 1828. 2nd day 26th

Richard Daniel
John P. O'Brian & Others Executors of Thos Jones Dec'd } Domestic Attachment

On motion the above cause is continued until the next term of this Court -

Samuel Black
John P. O'Brian } Attachment

Same Order as above

Aaron Bacon Thos Givens & John Dunbar Commissioners } Debt
George W. White, A. B. Taylor & John Johnce

Now on this day came the plaintiffs by B. Battell their attorney and the Defendants being three times solemnly called came not but made default It is therefore considered that the plaintiffs recover of the defendants George W. White and John Johnce (the Sheriff having returned nulla est inventus as to A. B. Taylor) The sum of three hundred and thirty five Dollars and thirty two cents with interest thereon at the rate of six per cent per annum until paid together with their cost and charges by them about their suit in this behalf expended and the Defendants in Mercy &c

August Term 1828. 2nd day 26th.

Taylor Faulkner & Co.
vs
Adam Moffett } T. C.

Now on this day came the parties by their attornies and the Deft by his attorney moved the Court to dismiss the cause for want of a Declaration and the Plaintiffs thereupon filed their declaration and an motion of the Plaintiffs attorney the above cause is continued until the next term of this court with leave to amend the declaration

John Greathouse
vs
Henry Stripe & Sarah Stripe admx & Bonepart Greathouse Admr of David Greathouse Decd } Debt

On motion the above cause is dismissed at the plaintiffs cost. It is therefore considered by the Court that the Defendants recover of the plff their cost and charges by them about their defence in this behalf expended and the plff in mercy &c

John McDonald
vs
Polly Hacket } Slander

Now on this day came the plaintiff and dismissed the above cause It is therefore considered by the Court that the Defendant recover of the plaintiff her cost and charges by her about her defence in this behalf expended & the plff in mercy &c

August Term 1838. 2nd day 16th

Darius North
vs
The Board of Justices } Appeal

On Motion the above cause is continued untill the next term of this Court by consent —

Lewis B Kincheloe
vs
John P Lynn } Appeal

Same order as above

Margarett Whitsell
vs
Samuel Whitsell } Petition Divorce

Now at this time came the plaintiff by her attorney and it appearing to the satisfaction of the Court that the Defendant is not an inhabitant of this State and On Motion It is Ordered that publication of the pendency of this suit be made in some public Newspaper printed in this State four weeks successively that unless the Defendant appear here on the first day of the next term of this ~~and~~ Court to be holden on the fourth Monday of February next and answer the Complainants bill the Motion Court will proceed to hear and determine the same in his absence

John

August Term 1828. 2nd day 26th

John Alexander
vs
Nancy Alexander
} Petition Divorce

Same order as above

John Scarborough
vs
Rebeckah Scarboro
} Petition Divorce

Same order as above

Wm Gott
vs
Barbary Gott
} P Divorce

On Motion this cause is continued untill the next term of this Court

Samuel Lane
vs
Ezekiah Hargrave & Others
} Appeal

Now on this day the parties by their attornies and Submitted the above cause to the Court and after hearing heard the evidence It is considered by the Court that the plaintiff recover of the defendants the sum of Seventy Dollars debt with Six Dollars twenty five cents damage Making in the Whole the Sum of Seventy Six Dollars twenty five cents Lawfull money with interest thereon at the rate of Six per Cent per annum untill paid together with his cost and Charges in this behalf expended &c

August Term 2nd 26th

Peter Rivett proved 2 days attendance as a Witness in the above Cause

On Motion Ordered that David A Mills be discharge from his recognizance as Security for Lewis B Kinchloe

Richard Barter
vs
Wm P Hatfield } Debt

On Motion this Cause is Dismissed at the Defendants Cost by Consent it is therefore Considered by the Court that the Plff recover of the Deft his Cost & Charges by him about his ~~defence~~ Suit in this behalf expended and the Deft in Mercy &c -

Wm Libby
vs
Rolan Gentry } Appeal

On Motion this Cause is Continued until the next term of this Court

Joseph Stewart
vs
Joseph Price } T. C.

On Motion this Cause is Continued until the next term of this Court by Consent -

August Term 1818. 2nd day 26th

Now on this day came in open Court Wm Stallings John Stallings, Moses Stallings and Henry Stallings and acknowledged themselves indebted to the State of Indiana Wright Stallings in the sum of four hundred Dollars and John Stallings, Moses Stallings & Henry Stallings Jointly and severally in the sum of two hundred Dollars to be levied on their respective goods and chattles lands and tenements if default be made in the Condition following to wit, The Condition of this recognizance is such that if the above named ~~and~~ Wright Stallings shall appear here on the first day of the next term of this Court and answer unto an Indictment ~~found~~ against him for perjury and Abide and perform the Sentence and decree of the Court and not depart the Court without leave then this recognizance to be void else remain in full force & Virtue in law.

John McDonald
Robert Owen } J.P.C.

On motion of the defendant by L O Wattles his Attorney this Cause is Continued untill the next term of this Court at Dells Cost.

August Term 1825. 2nd day 26th

William L. Taylor
vs } Trespass
Thomas Dyer
On Motion this Cause is continued until the next term of this Court

John Gale & Wife
vs } Slander
David Jones & Wife
On Motion this Cause is continued until the next term of this Court at the Defendants Cost.

Meeks Steel
vs } Appeal
Thomas Dyer
On Motion this Cause is continued until the next term of this Court

John Gale ~~& Wife~~
vs } Ca. Pa. Issued
David Jones & Wife & R. Jones
On Motion this Cause is continued until the next term of this Court at the Defendants Cost

The State of Indiana for & on behalf of Polly Howe
vs } Bastardy
John A. Price
On Motion this Cause is continued until the next term of this Court

August Term 1828. 2nd day 26th

Walter Beal
vs
Oliver Evans
} Appeal

On Motion of the Plaintiff by J. O Mattlee his attorney this Cause is continued untill the next term of this Court at the plaintiffs Cost.

Wm. S Taylor
vs
Robert Mills
} T. L.

On Motion this Cause is dismissed at the plaintiffs Cost It is therefore Considered by the Court that the plaintiff Defendant recover of the plaintiff his cost and Charges by him about his defence in this behalf expended and the Def. pltf in Mercy &c.

Jesse & Welborn
vs
Johnson & Baneley
} T. L.

On Motion this Cause is dismissed at the plaintiffs Cost it is therefore Considered by the Court that the Defendants recover of the plaintiff their Cost and Charges by them about their defence in this behalf expended and the pltf in Mercy &c

August Term 1828. 2nd day 26th

Moses Moss
vs
Adam Moffett
} T. C.

Now, on this day came the parties by their attornies and by consent this cause is referd to the desision of Thomas Ward and John Dunn with liberty for them to chose a third person in case they cannot agree. Which referance is made a rule of this Court with instructions to report their desision to the next term of this Court -

Wm Gibb
vs
Robin Gentry
} appeal

Wardlaw Mains & Chas Wilkins each proved one days attendance as witnesses in the above cause

Saml Hart
vs
Lewis Wilson
} Slander.

On Motion of the Defendant by his attorney this cause is continued until the next term of this court at the Defendants cost.

David Ball proved 1 day Robert Dickey one day, Benjn Venable one day and James B Varner one day attendance as witnesses in the above cause

August Term 1828. 2nd day 26th

John Gale & Wife
vs
Lewis Kinchelae & Wife
} Slander

On Motion this Cause is continued untill the next term of this Court at the Defendants Cost by Consent

Saml. Hart
vs
Lewis Wilson
} Slander

Jacob Varner and James Murphy each proved One day attendance at this term of the Court and One day at the February Term of this Court

Presley Pilchett
vs
Aaron Baker
} Appeal

On Motion this Cause is continued untill the next term of this court by Consent

The State of Indiana
vs
Willis Hallings
} Indt. Kid Napping

Now on this day came the attorney prosecuting the pleas and the Defendant being three times solomly Called came not and there upon David Wilson his Recognizor was three times solomly called and warned to bring in the body of his principal and save his Recognizance which failing

August Term 1828 25th day 26th

to be done It is therefore considered by the Court that the State of Indiana recover of Willis Stallings the sum of four hundred dollars and also that the said State of Indiana recover of the said David Wilson the sum of two hundred Dollars the amount of their recognance entered into at the last term of this Court for the appearance of the said Willis Stallings at this term of the Court to answer unto an Indictment found against him by the grand Jury for man Stealing.
And that a Scire facias do ijsue returnable to the next term of this Court against the said Willis Stallings and David Wilson to shew cause why execution should not ijsue on this ~~execution~~ Judgment. And that an Alias Capias do ijsue against the said Willis Stalling

Lucinda McMayne
vs } Appeal
Silas Parker

On motion the above cause is continued untice the next term of this Court, and that a Mandamus do ijsue against the Justice of the peace to Certify to this Court a Compleat Transcript of the proceedings had before him in the above cause

Aaron Baker
vs } Appeal
Adam Moffett

Now on this day Came the parties and

August Term 1828. 2nd day 26th

Submitted the above cause to the Court, It is therefore Considered by the Court that the Judgment of the Justice of the peace be reversed, and that the defendant recover of the plaintiff his Cost and charges by him about his defence in this behalf expended and the plaintiff in mercy &c

Moffett & Thankslin
vs. } Trespass on the Case
Isaac Baker

Now on this day Came the parties by their attorneys and by Consent this cause is referred to the decision of Charles Whiting and Silomon Ward with liberty for them to choose a third person in case they cannot agree, which reference is made a rule of this Court, with instructions to report their decision to the present term of this Court,

Henry Stripe Father & Admr of the estate of David Breathouse Dec'd
vs. } Appeal
John Breathouse

Now on this day Came the parties by their attorneys and the defendant filed his plea of payment which was joined by the plaintiff and thereupon Came a Jury (Viz, John A Endwell, James [illegible] Johnson, Martin Cantrell, Elijah Aldridge, Reuben Aldridge, Wm Utley, Berry Dunn, Wm Robinson, John Robinson, John Downby John Bradley and John Ridenhour, Twelve good and Lawful men who being elected tried and Sworn do Say, We of the Jury find for the plaintiff thirty nine

August Term 1808. 3rd day 26th

Dollars and fifty cents. Wm Robinson foreman
It is therefore considered by the Court that the plaintiff
recover of the defendant the sum of thirty nine Dollars
and fifty cents Debt, with interest thereon at the
rate of six per cent per annum until paid, together
with their cost and charges by them about their suit
in this behalf expended and the defd in mercy &c.

Abraham Greenwood
vs. } Petition for Divorce
Malinda Greenwood

Now on this day came the plaintiff by his attorney
and it appearing to the Satisfaction
of the Court that the defendant is not
an inhabitant of this State It is therefore
ordered by the Court that publication
of the pendancy of this suit be made
in some publick Newspaper printed in
this State four weeks successively that
unless the defd appear & at the
next term of this Court to be holden on
the fourth Monday of July next and
answer the Complainants petition the
Court will determin the same in her
absence

On motion of Richard Daniel Esqr ordered that
Archibald Dixon be admitted ex gratia as attorney
and counsellor at this bar

August Term 1838. 2nd day 96½

Lionel J Larkin
vs } Replevin
Jesse G Welborn

Now on this day came the parties by their attorneys and the defendant having filed his demurrer to which the plaintiff filed his replication and the defendant having filed his rejoinder thereupon came a Jury Scott, John McDonald, Samuel Erwin, Wm Todd, David R E A Bradley, Samuel Aldridge, James Wilkerson, Jacob Field, George A Gray, Eric French Winston Cox, Henry Turell and Abijah Allen twelve good and lawful men who being elected tried and sworn do say the of the Jury find for the plaintiff costs J Larkin, Abijah Allen foreman

The deft by his attorney moved a rule against the plaintiff to shew cause why a new trial should not be granted, to operate on tomorrow morning

Adam Moffett
vs } Appeal
John Vandever

On motion this cause is continued until the next term of this Court by consent

Now on this day William Barker an alien, and a free white person came into Court and filed a report of himself and a declaration of his bonafide intention to become a citizen of the United States, and took the several oaths according to law, to become a citizen of the United States

August Term 1828. 2nd 26th.

which is ordered to be spread at full length upon the Complete record.

Larkin
vs } Replevin
Milborn

Littleton Reeland proved two days and James B Finch two days as witnesses in the above cause

McWayne
vs } appeal
Parker

Ezekiel Oakes proved one day and Elbron Grant one days attendance as a witness in the above cause

The State of Indiana
vs } Indictment—Misdemeanor
Lewis B Kinchelow

On the motion entered on yesterday to show cause why a new trial should not be granted, after argument the court discharge the rule, and on motion, it is considered by the Court, that the defendant make his fine of one hundred dollars for the use of the Township Seminary of Learning for the County of Posey, and that he be imprisoned at hard labour in the States prision, at or near Jeffersonville for the term of one year, and pay the cost of prosecution and the defendant in mercy &c

Ordered that Court adjourn until to morrow morning, seven Oclock

J. R. E. Goodlett

August Term 1828. 5th day 27th.

Wednesday August 27th A.D. 1828. Court met pursuant to adjournment present the same Judges as yesterday.

L. S. Larkin
vs. Ex. Replevin
J. G. Welborn

On the rule to shew cause why a new trial should not be granted after argument the Court sustained the Motion and on Motion the above cause is continued until the next term of this Court.

Ephraim Hackel
vs. Petition for Divorce
Polly Hackel

Now on this day came the plaintiff by his attorney, and the defendant being three times solemnly called came not but made default and after hearing the testimony it is ordered adjudged and decreed by the Court that the plaintiff Ephraim Hackel be divorced from his said wife Polly Hackel, and the bands of matrimony heretofore subsisting between the said Ephraim Hackel and Polly Hackel be dissolved to all intents and purposes, and that the plaintiff pay the cost and he in mercy &c

August Term 1878. 3rd day of Court.

The Grand Jury came into Court and returned the following Indictments (Viz:)

The State of Indiana
vs. } Indt. A&B
Richard Barter

The Same
vs. } A&B
George Purcell

The Same
vs. } Indt. A&B
Joseph Webb

The Same
vs. } Indt. A&B with intent to murder
James Miller & Perry Miller

The Same
vs. } Indt. Taking water craft &c.
Fanchon Williams & Thomas Wilson

The Same
vs. } Indt. A&B
Briant Tyrd

The Same
vs. } Indt. A&B
John Moore

The Same
vs. } Indt. A&B
Isaac Hicks & Cinthia Hicks

Ordered that the above defendants

August Term 1828. 3rd day 2nd Ct.

be recognized the principal in the sum of $100 each, with security in the sum of fifty Dollars and the Grand Jury having no further business were discharged, and Zithric Hill, bailiff of the grand Jury allowed $2.25 Ct.

Ordered that James Owen Bailiff of the Traverse Jury be allowed one Dollar & fifty cents for his services as bailiff aforesaid

M. Morse
Sci. fa. & F. L.
A. Moffett
James B. Finch proved three days and Hyman H. Richardson four days attendance as witnesses in the above cause

Moffett & Shanklin
Sci. fa. & F. L.
Isaac Baker
Briant Bird proved 1 day and Wade Thomas three days attendance as witnesses in the above cause

Nancy Lewis
Sci. fa. & F. vi et armis
Moffett & Rudolph
Now at this time, on the affidavit of A. Moffett (one of the above defts.) ordered that the plaintiff shew cause at the next term of this Court why she should not give security for cost in the above suit

August Term 1828. 3rd day 25th

Stewart
vs. } J.P.
Price }

James Owens proved 1 days attendance as a witness in the above cause

The State of Indiana
vs. } Ind. 4473
Richard Barter

Now on this day came the attorney prosecuting the pleas and the defendant by his attorney, and pleaded guilty, and threw himself on the mercy of the Court, It is therefore considered by the Court that the defendant make his fine of nine Dollars and fifty cents, to the State of Indiana, to be rendered for the use of a seminary of learning for the County of Posey, together with cost of suit, and that the Defendant stand committed until the fine and costs are paid.

Ordered that all writs standing at this term of the Court and not otherwise disposed of be continued until the next term of this Court

Hart
vs. } Slander
Wilson

Isaac James proves one days attendance as a witness in the above cause

August Term 1838. 3rd day

Morse
vs
Hoffett

Hyman & Bradley proved three days attendance & John H Ferman proved 3 days attendance at the August term 1837 and 3 days at Feby Term 1838 & 3 days at this term of the Court as witnesses in the above cause

Thankful B. Hoffett
vs
Isaac Baker

John H Ferman proved 3 days attendance at the last term of this Court and 3 days at this term of the Court as a witness in the above cause

Larkin
vs
Hellow

John H Ferman proved 3 days attendance as a witness in the above cause

Now on this day came into Court Berry Nesler and Christopher Nesler & acknowledged themselves indebted to the State of Indiana Berry Nesler in the sum of one hundred Dollars and Christopher Nesler in the sum of fifty Dollars to be levied on their respective goods and chattles lands and tenements if default be made in the Condition following (Viz)
The Condition of this recognizance is such that if the said Berry Nesler shall appear

August Term 1828. 3rd day 1st Week

there on the first day of the next term of this Court
and answer unto an Indictment preferred against
him by the grand Jury for an assault and Battery
with intent to murder, then this Recognizance to be
void else to remain in full force and virtue in Law

Ordered that Court adjourn until
Court in Course

J. K. E. Goodlett

February Term 18[illegible]

At a Circuit Court began and held at the Court house in the Town of Mount Vernon in and for the County of Posey in the the twenty third day of February 18[illegible] when Present Hon

Andrew Gavett &
Josiah Bowen Esq[rs]

The Sheriff returned in Court a panne[l] of grand Jurors the following of whome appeared and took their Seats to Wit John Thomas Wilson Foreman Reuben Mills Wm Walker James Walker John Steel Jun[r] Thomas Murphy [illegible]

John McDonald Permelia Logan [illegible]

Lawfull men who being elect[ed] sworn received their Charge [illegible] and retired to [illegible]

On Motion of Chas Battell Esqr[e] Randall Crawford Esqr was admitted as attorney and Counsellor at Law at this bar who thereupon was qualified into office

On Motion of Chas Battell Esqr Edmund Dowden was admitted ex Gratia as Attorney and Counselor at Law at this bar who was thereupon Sworn into office

Feb. Term 1829 1st day 23rd

Robert Owen
vs } Debt
Robt M Evans & Jacob W Janey
Now at this time came the parties by their attorneys and on motion the above cause is dismissed at the plaintiffs cost it is therefore considered by the Court that the defendants recover of the plaintiff their costs and charges by them about their defence in this behalf expended and the plaintiff in mercy &c

The Same
vs } Debt
Robert M Evans
Same order

The Same
vs } Ejectment
The Same
Same order and Judgment as above

Robert M Evans
vs } Trespass on the Case
Robert Owen
Same order and Judgment as above

Peyton Saunders &c
vs } Covenant
Robert Owen
Same order and Judgment as above

February Term 1829 1st day 33d

William L. Taylor
vs
Robert Owen
} Trespass on Case
Same Order and Judgment as above

The State of Indiana for the use & on behalf of W. C.
vs
Robert Owen & Robert Dale Owen
} Covenant Broken
Same Order and Judgment as above

Robert Owen
vs
William L. Taylor et als
} Assumpsit
Same Order & Judgment as above

The Same
vs
William L. Taylor
} Assumpsit.
Same Order and Judgment as above

Cornelius C. Taylor
vs
Wm. Ferguson & Herbert Ferguson
} Trespass vi et armis
On Motion this Cause is dismissed at the Defendants Cost by Consent It is therefore Considered by the Court that the Plff recover of the Defendants his Cost and Charges by him about his suit in this behalf expended & the Defts in mercy &c

February Term 1829. 1st day 23d

Robert Ferguson
vs
Cornelius & Foster
Ejectment
On motion this Cause is dismissed at the
pltfs Cost It is therefore Considered by the
Court that the Deft recover of the pltf
his Cost and Charges by him about
his defence in this behalf expended & that
the pltf in Mercy &c

The State of Indiana
vs
Willis Hastings & David Hiland
Recog. for Assault
Now at this time Came the attorney prose-
cuting and the Defts and on motion it is
Considered that the Recognizance be
of no effect as to Hiland

The State of Indiana to the Sheriff of Dearborn
vs
John Foster
Capias
On Motion the above Cause is dismissed
the pltfs Cost

The State of Indiana
vs
James Nesler & Benjamin Nesler
Indictment for Assault
Now on this day Came the attorney prose-
cuting the pleas and the Defts Benjamin Nesler
proffer Bond with the Sheriff having returned not
found as to James Nesler and for plea Defts
that he is in no wise guilty in manner
and form as he stands Charged

February Term 1829. 1st day 93

Indictment and for trial puts himself on the
Country and the Attorney prosecuting the like
doth the like and Verdict pass a Jury to
Robt Randolph Asa & Robinson Dirc. being
Hoffman Joseph Dixon Moses Talbot
Gibbs Ab. Driver Francis Allen Pearson
Henry Row and Lewis Wilson twelve good
lawful men who being elected tried and
sworn to try the issue Joined do say one of
the Jury find the Defts not guilty

It is therefore considered by the Court that the Defts
Berry Noble be discharged and go hence
dismissed.

Joseph Stewart

Joseph Price } each Recd two days

In the Matter of
Robt Robson
for Naturalization } On reading and filing
Petition of Robert Robson a subject of
of Great Britain and on satisfactory proof
by Lionel Larkin & Mary Larkin that said
Robson has resided in the United States
the term of five years and upwards and that
intention of becoming a Citizen thereof, that
said Robson is a man of good Moral
Character and well affected towards the
government of the United States and on
proof that said Robson came to the
States made the oath of

February Term 1829 1st day 23

one years On motion of [illegible]
ordered that said Robert Robeson be permitted
to take the oaths of abjuration and allegi-
-ance and that he thereupon become a Citizen
of the United States Thereupon the said Robt J
Robeson came into Court and [illegible]
according to law

[illegible]

[illegible]

Now on this day come the plaintiff [illegible]
the Clerk and the Sheriff [illegible]
plead nul tiel record [illegible]
John Boyle [illegible]
Warner Lewis Benj. Pitchlynn Chas. Lewis
Walker, Esquire [illegible]
Gradies [illegible] of this Grand Inquest
Lawful men who being elected tried
Sworn to Say upon the Issue [illegible]
and [illegible]
It is therefore Considered by the Court that the
Debt be discharged and go thereof without
day &c

Ordered that Court adjourn until
tomorrow Morning 9 Oclock

J R E Goodwin

February Term 1839. 2nd Day 24th

Tuesday February 24th A.D. 1839 Court met pursuant to adjournment Present

The Hon James R C Hoadley P.J.
Andrew Davett & Josiah Downen Esqrs Associates

The State of Indiana
vs
Walker
Recognance for Counterfeiting

On application of the bail the recognance in the above cause is continued until the next term of this court to effect with securities an opportunity of surrendering their principal.

Now at this time came John Davis Esqr Smith Adms of the estate of James Dixon Dec'd having discovered that the personal & real estate of the said deceased is insufficient to pay the debts and other demands against it and having given notice thereof according to law and filed their petition It is therefore ordered and decreed that John Davis & Wm Tillet be appointed Commissioners to investigate all the claims exhibited against the said estate: and the said admrs are hereby authorised to sell at Public Vendue on a Credit of twelve Months all the real estate of the said Deceased giving three weeks public notice by written advertisement set up in three of the most public places in the County taking good purchaser bond with approved

February Term 1839. 2nd day 9th.

the said administrator having given additional bond with approved Security in the penalty of seven hundred Dollars

The State of Indiana } Indt. Rid raping
vs
Willis Stallings }
This Cause is Continued untill the next term of this Court.

The Same } Indt. Rid raping
vs
Wright Stallings }
This Cause is Continued untill the next term of this Court.

The Same } Indt. Rid
vs
George Burnett }
Now at this day come the Attorney prosecuting the pleas and says he will no further prosecute the above Cause &c. it is therefore Considered that the Defft be discharged and go hence without day &c.

The Same } Indt. Rid
vs
John M. Moore }
Same order as above

The Same } Indt. Rid
vs
Briant Bird }
Same order as above

February Term 1829 2nd Day

Stephen Beam
vs
Levi Robeson } Trespass vi et armis

Now at this time came the plff by Lewis his attorny and dismissed this aforesaid Cause it is therefore considered by the Court that the Defdt recover of the plff his Costs and Charges by him about his defence in this behalf expended and the plff in mercy &c

Peter Shlater
vs
James Shlater & wife } In Chancery

Lewis B Kinchelae

John F Lynn } Ag[reed]

[illegible] it the Plff. cost.

Now at this time came in open Court Wright Stallings, John Stallings, Moses Stallings and Henry Stallings and acknowledged themselves to owe and be indebted to the State of Indiana Wright Stallings the sum of four hundred Dollars and John Stallings, Moses Stallings and Henry Stallings County and severally in the sum of two hundred Dollars to be levied on their respective goods and Chattles Lands and Tenements

February Term 1839. 2nd day 2d

if default be made in the condition following to wit, that the said Wright Stewart shall appear here on the first day of the next term of this Court and answer unto an indictment found against him by the grand Jury for Perjury and abide by and perform the Sentence and decree of the said Court and not depart the Court without leave then this recognizance to be void else remain in full force & virtue in law

Walter Ford
vs
Oliver Evans
Now at this time came the parties

to the Court and the

[illegible]

the Defendant says he is not guilty
&c. And thereof puts himself
in the [illegible]
Jurors &c
[illegible] Jurors
Jury proved 4 days attendance.

Joseph Stewart
vs
Joseph Price
On Motion the above cause is
until the next term of this Court

February Term 1829 2nd day 24th

Charles Hastings
vs
Jn Doll

Amos Black & Warner Mr Clunstead & Nathaniel Moore at this time came Charles Hastings by his attorney at Court for the above named Defendant and confessed Judgment in favor of the plaintiff for the sum of three hundred and two Dollars Seventy Cents & therefore it is considered by the Court that the plaintiff recover of the Defendant the said sum of three hundred and two Dollars Seventy Cents, Lawful money with interest thereon at the rate of Six per Cent per annum until paid together with his cost and charges by him about this suit in this behalf expended and the Defendant in mercy &c.

Darius North
vs
The Board of Justices

On Motion the Cause is dismissed at the Plaintiffs cost.

William R Gibbs
vs
Roland Gentry

On Motion the above Cause is dismissed at the defendants cost It is therefore considered by the court that the plaintiff recover of the defendant his cost and charges in this behalf expended and the Defendant in mercy &c

February Term 1899. 9th day 9h

Craig Gentry proved one, Charles Gallion 9 and Horatio Rayner 9 days attendance as witnesses in the above cause

Margaret Whitsell
vs
Samuel Whitsell
} Petition Divorce

The above cause is ordered under the next term of this Court Now at this time it appearing to the Satisfaction of the Court that the defendant is not an inhabitant of this state on motion it is ordered that publication of the pendency of this suit be made in some public newspaper in this State four weeks successively and the defendant appear before the first day of the next term of this Court to be holden on the [illegible] and answer petitioners petition and that a copy of this order be published as aforesaid and the Court proceed to hear and determine the cause in his absence

Sophia Alexander
vs
Harvey Alexander
} Petition Divorce

Same order as above

Lorin Kenbrough
vs
Rebecca Kenbrough
} Petition Divorce

Same order as above

February Term 1829. 2d day 24

James Lewis
by } 3d - 1813
Adam Moffett & Al Rudolph

On motion the above cause is dismissed at the plaintiffs cost it is therefore considered that the Defts recover of the Plff their cost and charges by them about their defence in this behalf expended and the Plff in mercy &c.

Enoch Wolfe
by } Appeal
Silas Parker

Now in this day came the parties by their Attorneys and the Plff having [illegible] the Defts appeal [illegible] and the said Defts [illegible] John Counts John Capel [illegible] and Silas Peterson [illegible] Hastings [illegible] and having [illegible] retired to Consider of their Verdict

Ps A May 2 days Peterson Grant 1 and Ezekiel Dukes 1 day attendance as Witness in the above Cause

Now at this time came in open Court Willis Hastings William Hastings and Frederick Hastings and acknowledged their Deed of Sale and Conveyance to [illegible] Hastings [illegible]

February Term 1807. 9th Day

Dollar and William Stallings and Nancy Stallings the sum of Ninety and one half in the sum of two hundred Dollars to be levied on their respective Land and Chattle Lands and Tenements if default be made in the Condition following to wit the Condition of the recognizance is such that the above named and bound William Stallings shall appear here at the first day of the next Term of this Court to answer unto an Indictment against him by the Grand Jury for the County aforesaid then & there to be exhibited against the Defendant

The said Court [illegible]

=mence & be held at the Court House in Pulaski County and State aforesaid

Now at this time Thomas [illegible] George Smith two of the Commissioners appointed at the February Term of this Court to value the east half of the S.E. 1/4 of Sect No. 15 in Township No. 16 South of Range No. 12 West made their report that they had valued the same at one hundred and [illegible] Dollars, and Benjamin Phillips was allowed two Dollars and George Smith one Dollar for their services

Ordered that Court adjourn till tomorrow Morning 9th O'Clock

February Term 1829. 3d. day. 25th

Wednesday February 25th AD 1829 Court met pursuant to adjournment Present same Judges as yesterday

Lucina M'Crain by Wm Lynn
vs
Silas Parker

The Jury who retired on yesterday in the above cause returned their verdict We of the Jury find for the Defendant

And thereupon a rule is granted to shew cause why a new trial should not be granted &c. which is continued by the Court to the next term for argument

William Wooster
vs
Thomas Orr

This day came the Plaintiff by his attorney and dismissed his suit. Whereupon it is therefore considered by the Court that the Defendant recover of the Plff his cost and charges by him about his defence in this behalf expended and the Plff in mercy &c.

February Term 1829 - 3rd day

Samuel Hart }
vs } Slander
Lewis Wilson }

Now at this time came the parties by their attorneys and the Defendant having filed his plea of Justification, not guilty and statute limitation which was joined by the plaintiff and thereupon came a jury to wit John Mack Hiram Bradley Thomas Allen Thomas Thompson Little [illegible] Urbin Mary Greenbury Reilly [illegible] Coffman Phillip Mitchell [illegible] Robert Randolph Wheeler Brooks [illegible] and lawfull men who being elected tried and drawn to [illegible] upon their oath [illegible] find for [illegible] damages [illegible]

Whereupon on Motion it is ordered by the court that the Plaintiff [illegible] the defendant the [illegible] of the peace together with his cost and expenses [illegible] him about his ~~defence~~ prosecution in behalf expended and the Deft in mercy

Jesse Nash 4 days Robt Downey 3 days David Ball 3 days Jordan Britton 3 days Little Riley 2 days L Varner 3 [illegible] 3 days Benjn Venable 3 days Hazel Britton 3 days J B Varner 3 days and Reddick Cartwright 4 days attendance as witness in the above case

February Term 1829. 3d day 95

Edmund Bacon & Arabella his wife
vs
James Black

Now at this time came the parties by their attorneys, and the defendant saith that he cannot gainsay the allegations in the plaintiffs declaration and confesses judgment in favor of the plaintiff for the sum of five thousand dollars, the damages in the plaintiffs declaration mentioned - and it is therefore considered by the court that the plaintiff recover of the defendant the sum of five thousand dollars and his costs by him about his suit in this behalf expended - and the defendant in mercy &c

[illegible] released the above [illegible] of error [illegible] and the defendant [illegible] as witness in the above cause

John Hale & wife
vs
David Jones & wife

Now on this day came the plffs by their attorneys, and the defendants being three times solemnly called came not into court made default it is therefore considered that judgment be entered against the defendants by default and that a writ of inquiry be awarded

February Term 1827 3rd day 25

to inquire into the damages and there came a Jury to wit Wm Gibby Wm Good Lewis Wilson Reason Davis John Varner Young Lowe Chas Hill Jas Webb Saml Black John Vandiver Jas Wilkerson and Henry Crow twelve good and lawfull men who being elected tried and sworn to inquire into the damages do say We of the Jury find for the plaintiff Seven Dollars fifty cents in damages &c Whereupon and on motion it is considered by the Court that the plff recover of the Defendants the sum of Seven Dollars fifty cents [illegible] money with interest thereon at the rate of six per cent per annum until paid together with their cost and charges [illegible] that their said [illegible] died or the Sheriff [illegible]

Daniel Pleasant admr of [illegible]
vs
Samuel Wilson Esqr

This day came in Court James H Alexander former Sheriff of Wilson County and made an alteration in the return and deed made in the above cause, in this to wit, in the 19th line of the first page in said deed the word part stricken out, and the word interest inserted in place thereof

The Same
vs Motion to Amend Return
The Same

February Term 1829 3rd day 25

John Hale & Wife
vs } Slander
Lewis B Kinchelae & Wife

Now on this day came the plaintiffs by there attorny and the defendants being three times solamly called came not Wherefore it is considered by the Court that Judgment go against the defendants for the damages in the declaration Mentioned and that a Jury of inquary come to enquire into the damages and in order thereto there came to wit Isaac Johnson, Gleadin Thomas Thompson Phillip Williams Abr Lohr Crouch, Robert Randolph Greenberry Ratliff Gabriel Gardiner Virgin Bra Francis Allen & Joseph Dixon who being sworn to enquire into the damages do say we of the Jury find for the plaintiffs one Cent in damage & Costs and form It is therefore considered by the Court that the plaintiffs recover of the Defendants the Sum of one Cent together with their Cost and Charges by them about their Suit in this behalf expended and the Defts in Mercy &c

John Hale & Wife
vs } Trespass Vi et armis
Kinchelae & Other,

On Motion this Cause is continued until the next term of this Court

February Term 1829. 3rd day

Adam Moffett
vs } Appeal
Anna Clark

Now at this time the parties appeared by their attorneys and submitted the above Cause to the Court and after argument the Court took until tomorrow to Consider

John Braddy proved 2 days attendance

Presley Pritchell
vs } Appeal
Aaron Baker

On motion the above cause is continued until the next term of this Court

Tuesday February 10th

Adam Moffett
vs } Ejectment
Jesse Lamberson

Now at this time came the plff by his attorney and dismissed the above suit & it is therefore Considered that the defendant recover of the plff his Cost and Charges by him about his defence in this behalf expended and the plff in mercy &c

Jane Stallings
vs } Petition Dismissed
Julius Stallings

Now on this day came the Complainant by her Counsel and the defendant by his Counsel [illegible]

29th February Term 1829. 3rd day 25th

to the Court and after having heard the Testimony It is Ordered Adjudged and decreed by the Court that the Complainant Jane Stallings be divorced from her husband Julius Stallings and that Asa Holcomb be appointed Guardian for William Stallings Moses Stallings and Rubin Stallings minor children of the said Julius Stallings and Jane Stallings, and that the defendant pay the Cost of Suit and be in mercy &c

Same ordered - Same Attendance - nothing in the above Case

Ordered that Court adjourn until tomorrow morning nine O'clock A.M.

J.R.C. Goode

February Term 1829 6th day 26th

Thursday February 26th 1829 Court met pursuant to adjournment Present
Hon James Trimble Jr
& Andrew Caruth Esq

Mecke & Peel
vs
Thomas Dyer
} Appeal
On motion Ordered that Thomas Dyer have leave to withdraw from the Docket this Court the appeal in this cause in case of Cady & Peel

Dunn & McJadin
vs
Adams & Moffett
} in Chancery
On motion the cause continued until the next term of this Court & counsel with leave to file an amended and seperate bill and also to file answer and leave to take the deposition of Robt Bell & Benj Jr

Adam Moffett
vs
Adams & McJadin
} Replevin
On Motion this cause is continued until the next term of this Court with leave to take depositions generally

February Term 1829. 4th day 26th

Elizabeth Warren
vs
Luther Warren } Petition for Divorce

Now on this day came the complainant by her Counsel and it appearing to the satisfaction of the Court that the Defendant is not an inhabitant of this State It is therefore Ordered that publication of the pendancy of this suit be made in some public Newspaper printed in this State for weeks successively that unless the defendant appear at the next Term of this Court to be holden on the fourth Monday of August next to answer the Complainant bill the Court will proceed to hear and determin the same in his absence

Taylor Hamilton & Co
vs
Franklin County } Debt

On Motion the above cause is continued until the next Term of this Court with leave to take depositions generally

The State of Indiana
vs
Danahoo Williams & Henry Williams } Ind. for taking up

On Motion this Cause is Continued with an order for an attachment against Jacob Crow a Witness for Contempt

February Term 1829. 4th day 26th.

Chaffett & Shanklan
vs
Isaac Baker
On motion this Cause is Continued
until the next term of this Court

John Hunt
vs
Edward Jerald
On motion the above cause is dismissed
at the plaintiffs Cost & Charges & it
is the Court [illegible]
[illegible]
[illegible]
and the plaintiff [illegible]

[illegible]
vs
[illegible]

William Johnson by John Hunt his next
vs
Walter Beal & Wife
On Motion the above Cause is dismissed
at the plaintiffs Cost it is therefore
Considered by the Court that the Defendants
recover of the plff their Cost and
Charges by them about their defence in
this behalf expended and the plff
in Mercy &c

February Term 1829. 4th day 26th.

Jane Stallings
Julius Stallings } Ex &c
Isaac James Jr. summoned 1 day attendance

Thomas Adams } Covenant
James Mattle et al
Now on this day came the plaintiff by his attorney and dismissed the above cause & as the defendants have paid the debt their costs and charges by them about their suit in this behalf expended and the debt in money &c.

Stephen Cannon
[illegible]

On motion the [illegible] at the defendants cost & it is therefore considered by the Court that the plaintiff recover of the defendants their debt and costs by them about their suit in this behalf expended & the debt in money &c.

The Same
Venire fac. } Fieri fac. & ca. ad. [illegible]
The Same
Same Order as [illegible]

February Term 1847 4th da. 26th

Adam Moffett
vs } Appeal
Amas Clark 3

Now at this time the Court having bee sufficiently advised in the above Cause Wherefore it is considered by the [illegible] the [illegible] [illegible] [illegible] be affirmed [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] by the attorney [illegible] [illegible] [illegible] [illegible] [illegible] made a part of the record

[illegible]

[illegible] Trimble [illegible]

[illegible] vs [illegible] 3

Now at this time came the plff by their attorney and the Deft by [illegible] by his attorney [illegible] having [illegible] for said John [illegible] and plead non assumpsit which [illegible] by the plff and an issue [illegible] there came a Jury to wit, John [illegible] [illegible] Gibbs Asa A Robertson Hiram C Bradley Robt Randolph Wm Good Thomas [illegible] Joseph Dixon [illegible] Ratliff [illegible] Francis Allen and John [illegible] [illegible] good and lawful [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

February Term 1809. 14th day 26th

ne of the Jury find for the plaintiff six hundred and thirty six Dollars twenty seven cents in damages W. Gibbs foreman And the Deft by his Attorney moved the Court to arrest the Judgment because the plaintiffs declaration & the matters therein contained are insufficient in the law

Emanuel Edwards
v
Edward Hempstead
On motion the above cause is dismissed at the plaintiff Cost It is therefore considered that the Deft recover of the plff Cost and Charges in this behalf expended

Wm Edwards
v
same
Same Order and Judgment

Winnsford Miller
v
James Williams
Slander
On motion the above cause is continued untill the next term of this Court with leave for the plff to amend her declaration and to take Depositions generally

February Term 1829 4th day 26th

The Same
vs
Elizabeth Williams
Same Order as above

The Same
vs
Nancy Williams
Same Order as above

[illegible]
vs
George Lindsey sen.
On Motion this cause is continued until the next term of this Court with leave [illegible]

[illegible]
vs
James Williams
On Motion this cause is continued until the next term of this Court

The Same
vs
Nancy Williams
Same Order as above

John Summers
vs
Elizabeth Williams
Same Order as above

February Term 1829. 14th day 24th

Abraham Greenwood
vs
Malinda Greenwood
} Petition Divorce

Now on this day came the Complainant by his Counsel and the defendant being three times solamly called came not but made default. Wherefore after hearing the evidence it is ordered adjudged and decreed by the Court that the Complainant Abraham Greenwood be divorced from his wife Malinda Greenwood

John B Johnson granted to Mary Allen

Walter Daly
vs
Oliver Egan
} Ab[illegible]

John B Johnson granted to Mary Alexander

Meeks Neel
vs
Thomas Lyon
} Appeal

On Motion the above cause is continued until the next term of this Court

Thomas Adams
vs
Adam Moffett
} Slander

Now on this day came the parties by their attorneys and the defendant by his attorney filed his demurrer to the plaintiffs declaration which was joined by the

February Term 1829. 11th day 26th

plaintiff and after on Injestion of the Court the plaintiff withdrew his joinder and leave is granted for the plaintiff to amend his declaration on this payment of Costs. Leave to take the deposition of John Hall to be read &c.

James Baldwin
vs
John Hunt } Ats Jural

Now at this time came the parties by their attorneys and Joined issue and on their agreement a Jury to wit David Black William Gibb David Wilson Charles Kincaid Thomas Thompson [illegible] Jesse Pearce [illegible] John Webb and Lewis Wilson twelve good and lawfull men who being elected tried and sworn to speak the truth [illegible]

Wherefore on Motion it is considered by the plaintiff recover of the defendant the sum of fifty Dollars damages money with interest thereon at the rate of six per Cent per annum until paid together with his cost and charge by him about his suit in this behalf expended and the defendant in mercy

On Motion of J. Wallace Esqr. ordered that the defendant have leave to withdraw his account filed in the above cause

February Term 1852 11th day 26th

The Grand Jury came into Court and returned the following Indictments (to wit),

The State of Indiana
vs
Julius Stallings } Ind't Kidnapping

The Same
vs
Merrick Wallis } Ind't A&B

The Same
vs
Charles Purcell } Ind't A&B with intent to Rape

The Same
vs
The Same } Ind't Perjury

The Same
vs
Isaac James } Ind't Perjury

The Same
vs
John Walker } Ind't Passing counterfeit Money

The Same
vs
Charles Hill } Ind't Larceny

The Same
vs
Lee alias Josephus } Ind't A&B with in

February Term 1829 4th day 26th

The same
vs
Moses Stalling
} Indt Kidnaping

And also made a report of the Case and having no further business were discharged and David R. Brady Bailiff, allowed four Dollars

Issued 28th Feb 1829

Lionel J Larkin
vs
Jesse Wilborn
} Replevin

On motion this cause is dismissed at the plaintiffs cost It is therefore considered by the Court that the defendant recover of the plaintiff his cost and charges in & about his defence in this behalf expended and the said in mercy &c

Elizabeth Coleman
vs
Jesse Wilson
} Replevin

Same Order and Judgment as above

Josiah Harris
vs
William Sheard
} Slander

Same Order and Judgment as above

The State
vs
Isaac Rieves & Cynthia Yates
} Indt A & B

The Atty prosecuting comes and says he will not further prosecute the above Case It is therefore considered that the

February Term 1829. 14th. day 26th

The State of Indiana
vs } Recognisance
Edward G Jerauld & Isaac Widdow

Now at this time came the attorney prosecuting the pleas and the defendants being three times solomnly called came not but made default wherefore it is considered by the court that the State of Indiana recover of the said Edward G Jerauld the sum of fifty Dollars the amount of his recognance entered into before John Johnson Esq. a Justice of the peace for his appearance at this term of the Court as a witness on the part of the State of Indiana against John Walker & Philina Bough and that a Scire facias do issue returnable to the next term of this court to the said Edward G Jerauld to shew cause if any he can shew why execution should not issue on this Judgment

The Same
vs } Recognance
Isaac Widdow
Same Motion and Judgment as above

Charles Hill.
vs } False imprisonment
Henry Shlater et al
On Motion this Cause is continued until the next term of this Court

February Term 1809 6th day 26th

The Same
vs } for Malicious Prosecution
The Same

Same order as above

David Wilson
vs } ab[illegible]
Willis Stallings

Now at this time came the parties by their attorneys and submitted the above cause to the court and after hearing the testimony It is considered by the court that the judgment of the justice of the peace be reversed & that the defendant recover of the plaintiff his cost and charges by him about his defence in this behalf expended and his fee in this court

Wm Ansley proved 3 days and for Taylor 2 days attendance in Trop

Stewart
vs } Wm Ansley proved 2 days attend
Price

Jane Stallings
vs } Wm Ansley proved 2 days attend
Julius Stallings

Ordered that Court adjourn until tomorrow Morning nine o'clock

J R Dyer

February Term 1829. 5th day 5th

Friday February 27th 1829 Court met Persuant to adjournment present same Judges as yesterday

Thomas Adams
vs } Slander
Adam Wolfell

On Motion the above cause is Continued untill the next term of this Court with leave to take testimony in the mean time for the pltf to shew cause at the next term why he should not give security for cost.

John Fitz & Thos Erwin each sworn & 2 days attendance in the above cause

The same
vs } False imprisonment
The same

Same Order as above

The same
vs } Malicious Prosecution
The same

Same Order as above

John McDonald
vs } Ta.
Robert Owen

On Motion the above cause is Continued untill the next term of this Court

Thomas Dyer sworn 4 days attendance

February Term 1829 — 5th day 9th

Moses Morse
vs
Adam Moffett
} Trespass Case

By agreement of parties this cause is referred to the award and determination of Jesse Welborn and Lyons Erwin as referees in this cause and in case they cannot agree they are to chose a third person as umpire. It is agreed by and between the parties aforesaid that the award and determination of the said referees in the above case or of said umpire in the other in case said referees cant agree shall be final between the parties, and the said referees may meet at any time between this time and the next term of the court but before they act each party shall have ten days notice of the time by said referees and the award of said referees shall be returned at the next term of this court and the above cause is continued untill the next term of this court

David Wiana [illegible] 5 days Lyons Erwin 9 days John Breeze 13 days John Terman 5 days Cobb Smith 5 days and Britt Bird 4 days as witnesses in the above cause

Lionel I Larkin
vs
Jesse P. Welborn
} Replevin

Now at this time came the parties by their attornies and the issue being joined

February Term 1829 5th day 27th

Then came a Jury to wit Wm Gibbs Jno Randolph Asa A Robinson Giram L Bradley Joseph Dixon Wm Good Alfd Saire Moses Hastings Hezekiah Irving John Crunk Thomas Millan & Waccenberry Ratliff twelve good and lawfull men who being elected tried and sworn to try the issue joined retired to their room to Consider of their Verdict and after some time spent therein return into Court and could not agree on their verdict whereupon discharged by the Court and the above cause continued until the next Term of this Court with leave to take depositions generally

John Herman proved 4 days Attendance and 5 days and 20 miles & 2 days attendance as Witness in the above Cause

John Hale
vs
David Jones et al
} Appeal

On Motion this cause is continued until the next Term of this Court

Richard Daniel
vs
John & Brian
James & Brian
Michael & Brian
} Executors of the last will and testament of Tho: Jones dec:
} Domestic Attachment

Now at this time came Richard Daniel by his attorney and the deft being three times solemnly called Came not and the Plaint by his attorney and it appearing to the Court that due notice

February Term 1839. 5th day of

of the pendency of this suit has been given and it appearing from the Sheriffs return to the attachment issued herein that he had attached the following property to wit. the E½ of Sect. 17. Township 7 South of Range 14 West. also the E½ of Sect. 20 Township 8. S. of Range 14 West also the W½ of NW¼ of Sect. 21 Town 8 S. Range 14 West also the E½ of Sect. 8. Town 8 S. Range 14 W. also fractional Sect. 26. Town 8 S. Range 14 W. also fractional Sect. 29. Town 8 S. Range 14 W. also fractional Sect. 32. Town 8 S. Range 14 W. and also the NW¼ of Fractional Sec. 7 in Town 9 S. Range 13 West. And the Court having heard the evidence in support of the plaintiffs demand and it appearing from said proof that the defendants is indebted to the plaintiff in sum of one hundred and sixty Dollars principal and it is considered by the Court that the plaintiff recover of the defendants executors or administrators the sum of one hundred and sixty Dollars with interest thereon to be computed at the rate of six per cent per annum until paid together with his cost and charges in this behalf expended and that the plaintiff have execution &c. &c. And also Lemuel Larkin a Creditor of the defendants in said attachment and Richard Daniel vs John O'Briant Lanny O'Briant & Michael O'Bins Executors of the last will and testament of Thomas Lanny dec'd. Show his claim to the Court now here and

February Term 1839 5th day 2nd

after investigating said Claim and hearing the proof thereon It appears to the Court that said Defendants executors aforesaid are indebted to the said Jno J Larkin the Sum of Sixty four Dollars eight & one half Cents. Whereupon it is considered by the Court that said Jno J Larkin recover of the said defendants executors as aforesaid the said Sum of Sixty four Dollars eight and a half Cents with interest thereon to be Computed at the rate of six per cent per annum until paid.

And also James P Drake a creditor of the said deceased obtained a Decree in this Court against Michael Dunn Executor of the last Will and Testament of Wm Dunn dec'd for the Sum of Sixty three Dollars seventy three Cents & one half Cent with interest thereon from the 25th day of March 1839 & costs of suit which decree remains in full force. And the said James P Drake appearing by his Solicitor and producing the proof of the same Court against the said Defendants executors aforesaid in favour of the said James P Drake for the Sum of Sixty three Dollars seventy three Cents & one half Cent with interest thereon from the 25th day of March 1839 & costs of suit which decree remains in full force. And the said James P Drake appearing by his Solicitor and producing the proof of the same it is considered by the Court that the said James P Drake recover of the said defendants executors as aforesaid the said Sum of Sixty three Dollars seventy three Cents & one half Cent money with interest thereon at the rate of six per cent per annum until paid.

And also James Conlin one of the defendants in said attach-

Exc. of Michael Dunn and of the executors of Thomas Jones dec'd in favour of Thomas Jones for Sixty three Dollars seventy three Cents & one half Cent with interest thereon from the 25th day of March 1839 & costs of suit.

February A.D. 1839 - 5th day of

produced his claim to the Court now here and
after investigating said claim and hearing
the proof thereon It appears to the Court that
the said defendants Executors as aforesaid are
indebted to the said James Conlin the sum
of One hundred and ninety two Dollars
twelve cents and a half cent Wherefore it is
considered by the Court that the said James
Conlin recover of the said defendants Execu-
tors as aforesaid the said sum of one
hundred and ninety two Dollars twelve
and a half cents Damages and
interest thereon at the rate of six per
per annum until paid.

And also Daniel Conlin a Creditor of
said Defendants in said attachment
in this Court now here and fil
investigating said claim and hearing
proof thereon It appears to the Court
that said defendants Executors as
aforesaid are indebted to the said
the sum of ninety four Dollars twelve
and a half cents Wherefore it is consid-
ered by the Court that the said James Con-
lin recover of the said Defendants Execu-
tors as aforesaid the said sum of Ninety four
Dollars thirty seven and a half cents
lawfull money with interest thereon at
the rate of six per cent per annum until
paid.

And also Sarah Conly a Creditor of the
defendants in said attachment now here
[illegible]

February Term 1829 5th day 24th

after investigating said claim and hearing the proof thereon it appeared to the Court that the said defendants executors as aforesaid are indebted to the said Sarah Grady the sum of one hundred Dollars Wherefore it is considered by the Court that the said Sarah Grady recover of the said defendants executors as aforesaid the said sum of one hundred Dollars lawful money with interest thereon at the rate of six per cent per annum until paid and also costs by her about [illegible] said defendants in said attachment and also the claim of the said Joseph Edwards now here and after investigating said claim and hearing the proof thereof it appeared to the Court that there was due to the said Joseph Edwards the sum of forty [illegible] Dollars Wherefore it is considered by the Court that the said Joseph Edwards recover of the said defendants executors as aforesaid the said sum of forty [illegible] Dollars sixty eight cents lawfull money with interest thereon at the rate of six per cent per annum until paid.

And also Edward Eastman a creditor of said defendants in said attachment produced his claim to the Court now here and after investigating said claim hearing the proof thereof it appeared to the Court that said Edward Eastman was aforesaid [illegible]

February Term 1829 . . 5th day 2nd

Said Edward Redman the sum of Seven Dollars eighteen and three fourths cents Wherefore it is Considered by the Court that the said Edward Redman recover of the said defendant executor as aforesaid the said sum of Seven Dollars eighteen and three fourths cents Specified money with Interest thereon at the rate of Six per cent per annum until said

Said Gale engaged 5 days attending Court Sheriff engaged 2 days Samuel Black 5 days, John Hunt 5 days and Blair [illegible] attendance [illegible]

Now on this day [illegible] and on motion of [illegible] Esq. Ordered that [illegible] filed an inventory of the [illegible] Sale of the Lands & Tenements of said estate amounting to $1746.12½ and also an account of Sales [illegible] rendered in open Court which [illegible] by the Court

Ebenezer Gott } Exr &c
by }
Wm H Winchelaer }

John Gale [illegible] attendance [illegible]

216 February Term 1829 5th day 2d

Willis Stalling
vs
David Philan
In Chancery

Be it remembered that on this day being the fifth day of the Sary Circuit Court it is ordered adjudged & decreed by the Court that James P Drake Clerk of the said Court deliver to the said Complainant the deed of ~~covenance~~ conveyance which is made a part of the answer And it is further adjudged ordered and decreed that the said Defendant pay the Costs and in mercy &c

Samuel L Black
vs
John Pearson
In Chancery

This day at this time came the parties by their attorneys and the Defendant having moved the Court to dismiss the bill for want of Equity and it appearing to the satisfaction of the Court that due notice of the pendency of this suit has been given And the Court having heard the evidence in support of the plaintiffs demand and it appearing to the Court from such proof that the Defendant is indebted to the plaintiff in the sum of forty Dollars twelve and a half Cents Therefore it is considered by the Court that the plaintiff recover of the defendant the said debt & costs & his lawfull damages with interest

February Term 1832 5th day

thereon at the rate of six per cent per annum
until paid together with the costs and
charges he has about his suit in this behalf
expended and that the plaintiff have
execution thereof

Now on this day came in open Court Lee alias
Josephus Samuel Hymond and Peter Dalgreen
and acknowledged themselves indebted to the
State of Indiana Lee alias Josephus in the sum of
five hundred Dollars and
Peter
Two hundred and fifty
in their respective goods and chattels
and tenements if default
condition following to
alias
day of this present term
into the Judicial Circuit
proud may at the present
for a stable and sober
shall serve the peace
and abide by and perform the covenants
and decree of the said Court and not
depart the Court without leave thereof
recognizance to be void else remain in
full force and virtue in law

February Term 1829. 5th day 2d Ct.

Adam Moffett.
vs
John Vandever
} Appeal

Now on this day came the parties by their attorneys and on motion of the plaintiff by his attorney the appeal dismissed therefore it is considered by the Court that the judgment of the Justice of the Peace be affirmed and made the judgment of this Court and the plaintiff recover of the defendant his cost and charge by him about his suit in this behalf expended and the defendant in mercy &c

John Kerr vs Edward Hardaway
Appeal dismissed by plaintiff

Samuel Ross
vs
Jacob Kerr
Now at this time came the parties by their attorneys and submitted the above cause to the Court and after hearing the evidence it is considered by the Court that the above cause be dismissed at the plaintiffs Cost

Taylor Hardaway Plff
vs
Barnabas Mills and John Hunt
Now at this time came the parties by their attorneys and the [illegible]

February Term 1829 5th day 24th

and the plaintiff, moved to amend his declaration which motion was also continued until the next term of this Court and the bail herein discharged And the above cause continued until the next term of this Court

Dennis Farrell
vs
Henry P. Curton

Now at this time came the plff by his attorney and dismissed the Cause It is therefore considered by the Court that the defendant recover of the plff his costs and charges in this behalf expended and

Adam Moffett
vs
[illegible]

On motion the above cause is continued until the next term of this Court with leave for the plff to file a Decln

William P. Taylor
vs
Adam Moffett

On motion the above cause is continued until the next term of this Court with leave for the plaintiff to amend his Decln

February Term 1829. 5th day 2nd Ct

Gesel[illegible] Welborn
vs } Ats[illegible]
Lionel [illegible] Larkin

On Motion the above Cause is continued until the next term of this Court

Joseph Webb
vs } Trespass A&B
John [illegible] Funk

On Affidavit and Motion of the Deft[illegible] this Cause is Continued to the next term of this Court

[illegible]
and Willard Barton each [illegible]
Attendance [illegible]

[illegible]
vs
[illegible] et al

Same
vs } Trespass [illegible]
Same

On Motion Leave is granted to take Depositions generally

Moffett & Shankin
vs } Ats
Isaac Baker

Ats B Writ issued 4 days attendance [illegible]

February Term 1832 — 5th day

G. H. Pattell & Isaac Turchild adm. of G. P. Wilson
vs
John Chancey Bill of Revivor
Thomas Anderson & John Johnson

And now on this day that is to say on
the day of February Term A.D. 1832 and
the matters and things in the bill revivor
exhibits being considered and the opinion
of the Supreme Court being taken into
Consideration it is ordered adjudged &
Decreed: That the said Johnson
pay to the said Complainants the sum
of [illegible]
Cents with interest on
April 1821. till 12th Feb. 1831. and
on $394.13 from said 12th Feb. 1831,
December 1832 & interest
from said 1st Nov. 1831 till
Johnson does not pay
63 cents. And if said Johnson
admnistrator or representative
satisfied that
the Cents & interest on
by tenth day of April then William M.
David Negley & John M. Kelly
two of them are hereby appointed
Commissioners to sell the same, giving
weeks notice by Manuscript advertisement
in said Town of Evansville
of Vanderburgh Lots No 152. 180 205.
237. in the donation enlargement in the
town of Evansville giving a deed
the highest bidder for said lots

February Term 1829 — 5th day 9 o'clock

And it is further ordered adjudged and decreed that Thos. Underwood pay to said complainant the sum of forty three Dollars with interest on the same from the 1st July 1824 & interest on the same from 1st July 1825 and likewise interest on eight Dollars from 15th April 1823 till 5th of 1824 and in default of payment by the tenth day of April next then William Armstead David Hogden [illegible] to sell the property in the proceedings of them giving three weeks notice in advertisements in three of the newspapers in the County of [illegible] of the time and place of sale of said property and give a deed to the purchaser and out of the proceeds of sale to pay the costs of this suit and the residue to be paid to said Underwood and if the proceeds of sale of said property be insufficient to pay the said decree and costs then said Defendant be discharged from payment of said Debt & Costs except over and above the amount of sales of said lot. But it is expressly understood that the complainants are to have all the proceeds of said lot after the payment of Debt but that the defendant are not upon any event to be liable for cost out of any other fund than that arising from the sale of said lot.

[illegible]

February Term 1829 - 6th day 25th

Ordered that Isaac Queen Bailiff of Craven County be allowed five Dollars for his services as Bailiff at the present term of this Court.

Ordered that Court adjourn until tomorrow Morning 8 o'clock -

J H Ellwood Clk

Saturday February 28th 1829 Court met pursuant to adjournment

Present &c

John Sanders

Edward [illegible]

[illegible] to grant to the Defendant after argument the Plaintiff [illegible] by the Court that the Defendant [illegible] the Plaintiff expended and the Plaintiff [illegible]

On application of James Franklin Admr of the Estate of John Pindman Dec'd and it appearing to the satisfaction of the Court [illegible]

February Term 1829 6th day 28th

the said John Hindman Dec? is insufficient
to pay the debts against the said estate
and the Admr having filed an In-
ventory of the Appraisment of the
real estate of the said Decedent which
amounted to One hundred and twenty
one Dollars, Whereupon it is ordered by
the Court that the said Admr sell at
public vendue on a credit of four
months the real estate of the said
Dec? giving three weeks
notice by advertisement
set up at three of the most public
places in the County after first giving
bond in the usual manner for
faithful discharge of the trust with
the good [illegible]

Ordered that all Papers not [illegible]
[illegible]

Ordered that Court adjourn until Court
in Course

J R E Goodlet

August Term 1829. 21st day 24th

At a Circuit Court began and held at the Court house in the Town of Mount Vernon in and for the County of Posey on Monday the 24th day of August A.D. 1829.

When present The Hon. J. R. Goodlet P.J. and Andrew Calvert (associate Judges)

The sheriff returned in Court a panneal of grand Jurors the following of whom appear-ed and took their seats towit John T. Moorehead Foreman James Alexander, Esbon Aldrich Jacob Taylor, Ezekiel Dukes, Mathias Shull, David R. E. A. Bradley, Shadrick Stallings, John Duty, George Low, Doctor T. Johnston, Ezekiel Kite, Thomas Cox, Francis A. Levey, Ezekiel Duckworth and William A. L. Green Sixteen good and lawful Men who being elected tried and sworn received their Charge from the Bench retired to Counsel of presentments

L. J. Larkin
vs } Replevin
I. Y. Welborn

On motion of S. Hall Esqr.

Ordered that a Mandamus do Issue against Presley Pritchett Esqr returnable Instanter to bring his do &c.

August Term 1st. day 24th 18..

The State
vs } Indct
James Nesler

On motion Ordered that this Cause be Continued until the next Term of this Court for an Alias Capias

The same
vs } Indct for Kidnapping
Julius Stallings

The same Order as above

On motion of John W. Dowden Esqr Ordered that Eben D. Edson, George W. Maxwell and Abner T. Ellis be admitted as attorneys and Counsellors at law at this Bar who were thereupon qulifis into office

The State
vs } Indct A. & B.
George Purcell

Now at this time the attorney prosecuting the pleas and the Deft in his proper person and for plea saith that he is no wise guilty in manner and form as he stands Charged in the Indictment and for trial puts himself upon the Country and the attorney prosecuting the pleas doth the like, and thereupon came a jury to wit. Aaron Bacon, James Franklin, Jacob McManus, Joshua [illegible]

August Term 1829. 1st day 24

John Walker, Jonathan Nesler Sr. Knight
William Penny packer, Thomas D. Heaty
Robert S. Baily, Emmor Bacon and
Rowleto Grant twelve good and lawful
men who being elected & tried and sworn
to try the Issue Traverse do say we
of the Jury find the defendant guilty
and assess his fine to twenty five cents

James Rankin Foreman

And the defendant moved for a rule
against the prosecuting attorney to show
Cause why a new trial should not be
granted

The State
vs } Ind[t] Kidnapping
Moses Stallings }

On motion this Cause is
continued until the next term of this Court
on the affidavit of the defendant

The same
vs } Scire facias
E. J. Israel & J. Widows }

On Motion this Cause is continued until the next Term of this Court

James Beach
vs } Trespass
Thomas Duckworth & Others }

On Motion this Cause is continued
until the next term of this Court at the
request of the defendants attorney

August Term 1829. 1st day 24

John McDonald
vs } T. C.
Robert Owen

Now at this time came the parties by their attorneys and the defft. plead the general Issue which was joined by the plaintiff and then came a Jury to wit, James Murphy, Archibald McElheny, Alexander Butler, Archibald South, David Harrison, David Dixon, James French, Littleton Keeling, J. N. Mills, James H. Ewing, Joseph Kennedy and Hubbel York twelve good and lawful men who being elected tried and sworn retired to consider of their Verdict

The Grand Jury came into Court and returned the following indictment to wit.

The State of Indiana
vs } Ind.t Larceny
David Lance

and returned to their Room

Moses Morse
vs } T. C.
Adam Moffett

Now at this time came the parties by their attorneys the report of the referees appointed at the last Term of this Court which is approved of by the Court and ordered to be made a part of the Complete record of

August Term 2d day 25th 1829.

this court It is therefore ordered that a Scire facias do issue against the pet actionable to the next term of this Court to Shew cause Why Execution Should not be issued on the award of the referees

Dunn & McFadin
vs
Adam Moffitt & Thomas Adams } In Chancery

Came at this time Came Thomas Adams by C. L. Battell and filed an answer to the amended Bill in this Cause

Ordered that Court adjourn until to morrow morning 8 oclock

W. W. Wood C.C.

Tuesday August 25th A.D. 1829

Court met pursuant to adjournment, Present the same Judges as yesterday

The State of Indiana
vs
Ind. Ind. Ind. Misdemeanor
Miller Hastings

This cause is continued until the next term of this Court, with an order for an attachment to issue against Henry Hastings for a contempt of this Court in not obeying a Subpoena

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August Term 1829. 2nd day 225th

The State of Indiana
vs } Indt. Passing Counterfeit Money
John Walker

Now on this day came the attorney prosecuting, the pleas, and the Defendant being three times solemnly called came not, whereupon John Baugh, Hiram Walker and Richd. Daniels his securities three times solemnly called, and warned to bring in the body of their principal, and save their recognizance, which failing to be done, It is therefore Considered by the Court that the ~~State of Indiana recover of said Walker his said Three hundred Dollars, and also that the State of Indiana recover of the said John Baugh Hiram Walker and Richard Daniels the sum of One hundred and fifty dollars each of the monies in their recognizance mentioned, [illegible] to wit and unless the said John Walker at the term of the Court to which writ of scire facias a writ issued to the Sheriff of Perry county to summon the said John Walker to appear at the next term of this Court to show cause why the said John Walker John Baugh Hiram Walker and Richd. Daniels should not be condemned to pay the said sums of money recognized and why execution should not issue against them and the said John Walker neglecting to appear at the term of this~~ Court Considers that the above Cause be continued till the next term of this court

John McDonald
as } J. C.
Robt. Owen

Now on this day came the parties by their Attorneys The Jury who retired on

August Term 1829. 1st day 25th.

yesterday, returned into Court the following verdict
Viz: We of the Jury find for the Defendant
James M Clung foreman
The Defy by his attorney moved a rule against the Defts
to shew cause why a new trial should not be granted
The State of Indiana
vs } Indict Perjury
Charley Purcell
This cause is continued until the next
term of this Court on the affidavit of the Defts
The same
vs } Indict. &c 73 will intend to commit murder
The same
Same order as above
Moses Rose
vs } Ind &c
Adam Moffett
Wm Robinson, Isaac Stevens, L F Larkin
David Thomas, Isaac Baker, John Brazo, John M
Herman, Bryant Byrd, Wm Carrol, C B Smith,
H C Brady, F Johnson, & Wm Moffett each summd
one days attendance as Witness in the above cause, and
Ezra G Welborn, and Jas M Swift Attorney in the
above cause claimed each 2 days Service
The State of Indiana
vs } Indict &c 73 will intend to commit murder
Charley Purcell
Now at this time came into Court the
Defts Charley Purcell, George Purcell and William
Casey, and acknowledged themselves indebted to the
State of Indiana, viz the said Charley Purcell in
the sum of Five Hundred Dollars and George
Purcell and William Casey Four hundred and

August Term 1829. 2nd day 25th

severally in the sum of four hundred dollars to be levied on their respective goods and chattels lands and tenements if default be made in the condition following, Viz.

The Condition of this recognizance is such that if the above named Charles Parsons shall appear here on the first day of the next term of this Court and answer unto an Indictment preferred against him by the Grand Jury for an assault and Battery with an intent to commit murder, and abide by and perform the sentence and decree of this said Court, and not depart the Court without leave then this recognizance to be void, otherwise to remain in full force and virtue in Law.

Now at this time came into Court Charles Parsons George Parsons and William Gray and acknowledged them selves ~~indebted to the State of Indiana~~ ~~Charles Parsons in the sum of Four hundred~~ indebted to the State of Indiana, ~~Said George and William Gray each in the sum of~~ severally, and severally in the sum of ~~Two~~ four hundred dollars to be levied on their respective goods and chattels lands and tenements if default be made in the condition following, Viz. The condition of the recognizance is such, that if the above named Charles Parsons shall appear here on the first day of the next term of this Court, and answer unto an Indictment preferred against him by the Grand Jury for Perjury, and abide by and perform the sentence and decree of the said Court, and not depart the Court without leave then this recognizance to be void otherwise to remain in full force and virtue in Law,

August Term 1829. 2nd day 25th

The State of Indiana
vs
George Fowler

The motion made on yesterday for a new trial in the above cause, after argument the Court over ruled the motion, and on motion It is considered by the Court that the defendant make his fine of Twenty five cents to the State of Indiana, to be rendered for the use of a public Seminary of learning for the County of Posey, together with costs of Prosecution and that Capt. in mercy &c.

The same
vs
Indt. Larceny
David Lowe

Now at this time Came the attorney prosecuting the pleas, and the defendant in his own proper person, and for plea saith that he is in no wise guilty in manner and form as he stands Charged in the Indictment, and for trial puts himself upon the Country, and the attorney prosecuting doth the like and thereupon Came a jury Viz Joseph Kenedy, John Vandever, David Brown, Thos. O'Neady, Francis A. Mowry, Edmund Brown, John Walker, William Penebrocker, Felden Holley, David Harrison, Robert L. Baily & Isaac Gorth Twelve good and lawful men who being elected tried and sworn, to try the issue Joined, do say We of the Jury find the defendant guilty of grand Larceny, and assess his Fine at Five dollars, and that he Leave in the States prison of this State at hard labour for the term of Two years, and that he be disfranchised and rendered incapable of holding any office of trust or profit for the term

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August Term 1829. 2nd day 25th

of three years. F. A. Muncy Foreman

~~It is therefore considered by the Court that the defendant receive his fine of the sum of five dollars to the State of Indiana, to be remitted for the use of a public Library of Jennings for the County of Switz Town, and that he be imprisoned at hard labour in the State prison of the State for the term of five years, and that he be disfranchised and rendered incapable of holding any office of Trust or Profit, for the term of three years and that the Clerk of this Court do issue a mittimus~~

Now at this time Geo. Smith and John Ham Administrators of the estate of Sam'l McClanahan deceased, came into Court and filed a report of the sale of the real estate of said Dec'd which report was approved of by the Court, and ordered to be spread at large upon the Complete record,

The State of Indiana

vs } Ind't. Off'd with intent to commit murder &c. (4 years of Prison)

Now at this time came the attorney prosecuting, the Def't, and the defendant, in his own proper person and for plea saith that he is in no wise guilty in manner and form as he stands charged in the Indictment, and for this puts himself upon the Country, and the attorney prosecuting doth the like, and thereupon came a jury, to wit, Aaron Bacon, Morgan B. Lewis, Richard Wells, Jonathan Foster, Solomon Foster, Peter Alexander, Emanuel Edwards, Nat. Bennett, Chas. B. Young, Edward

August Term 1829. 2nd day 25 M

Purcell, Isaac Laney, and George Kinnan, twelve good and lawful men; who being elected tried and sworn, to try the issue Traverse, do say We of the Jury find the defendant guilty of Committing an assault & Battery and assess his fine to eight dollars

Aaron Bacon Coleman

It is therefore considered by the Court that the defendant make his fine of the sum of Eight dollars to the State of Indiana, to be rendered for the use of a Public Seminary of Learning for the County of Posey, and pay the Costs of Prosecution and be in mercy &c.

McDonald
for
Pl'ff

Owen

Wm Owen proved one days attendance as a Witness in the above cause,

Dunn & McFadin
vs
Jn Chancery,
Moffett & Young

Now at this time Young Moffett one of the above defendants, Came into Court and filed an answer to the Complainants bill of Complaint

Presley Pritchett
vs
Appeal
Aaron Baker

Now at this time, Appellant & Defendant and Appellee & Plaintiff relating appearing to be ordered the above cause Came the parties by their attorneys and by Consent, It is Considered by the Court that the Plaintiff recover of the Defendant the Sum of Four dollars and fifty cents, & his cost

August Term 1829. 2nd day 25th

thereon at the rate of Six per cent per annum until paid, together with his cost and charges by him about his suit in this behalf expended, and defendant in mercy &c.

Thomas F Johnson

vs

John Holmes

This cause abates in consequence of the death of the Defdt and is revived by consent against Jacob Holmes the Executor

Patsey Black

vs Plunder

J. G. Hemo

On motion this cause is continued under the next term of Court, with leave for Plaintiff to amend his declaration, and that Danl Black be appointed Procenamo for the Plaintiff,

Amy McCoy

vs P Divorce

John F McCoy

And now at this time came the Plaintiff by her attorney and it appearing to the satisfaction of the Court that the Defdt is not an inhabitant of this State, It is therefore considered by the Court the publication of the pendency of this suit be made in some publication printed in this State newspaper four weeks successively, that unless the said Defdt appear here at the next term of this Court, to be holden on the fourth monday of February next, and answer the complainants petition the Court will

August Term 1829. 2nd Aug 25th

determine the same in his absence,

Wm M Patterson
vs } Slander
Job Dorrance

On motion George Lafary is appointed Procenana for the plff in the above cause.

The Same
vs } Slander
William Barton

Same order as above

Now at this time Came into Court William Gillborn a natural born subject of the King of Great Britian who being duly sworn took the following oath, Form,

I William Gillborn do Solomly swear & declare that I do renounce and abjure all fidelity to every foreign King, Prince, Potentate, State and Sovereignty, whatsoever, and especially to the King of Great Britian, and that I will bear true faith and allegiance to the United States, I do Solomly, swear that I will support the constitution of the United States and of this State, Whereupon on motion of counsel and after hearing the requisite proofs that the said William Gillborn sustains a good moral character and is well affected towards the Government of the United States, It is ordered by the Court here, that the said William Gillborn be become a naturalized citizen of the United States pursuant to the acts of congress in such case made and provided.

August Term 1829. 3rd day 26th

Thomas F Johnson
vs
John Johnes

John Gwaltney proved one days attendance as a witness in the above cause

Ordered that Court adjourn until to morrow morning 8 Oclock.

J R Ogsdt

Wednesday August 26th 1829 Court met persuant to adjournment Present same Judges as yesterday

John McDonald
vs
Robert Owen
Now at this time the plff by his atty withdrew his motion for a new trial and on motion it is considered that the defendant recover of the plaintiff his cost and charges by him about his defence in this behalf expended and the plaintiff in mercy &c

The State
vs
Wright Stallings
On motion this cause is continued until the next term of this Court on the affidavit of the Defendant

August Term 3rd day 26th 1829.

The State of Indiana } Indt Larceny
vs
David Lance

And now at this time the defendant being ~~arraigned~~ brought into Court ~~of the manner~~ and asked if he had any thing further to say why Judgment should not be rendered against him on the verdict of the Jury and having nothing further to say why the Judgt should not be pronounced against him Therefore it is considered by the Court that the defendant make his fine of five dollars to the State of Indiana to be rendered for the use of a Seminary of learning for the County of Posey and that he serve in the States prison of this State at hard labour for the term of two years and that he be disfranchised and rendered incapable of holding any office of trust or profit for the term of three years and pay the cost of prosecution and he in Mercy &c.

Samuel Hersey } Trespass vi et armis
vs
Hatfield & others

Now at this time Jesse M Welborn one of the above defendants filed his affidavit to rule the plff to security for cost

340

August Term 1829. 3rd day 26th

Charles Hill
vs
Henry Shlater & others
} Trespass False imprisn

On the affidavit of the Deft ordered that the Pltff shew cause at the next term of this Court why he should not give security for Cost and on motion the above cause is continued until the next term of this Court with leave to amend &c on

The same
vs
The same
} Malicious Prosecution

The same order as above

Aaron Bacon & James P Drake
vs
Emanuel Edwards
} Debt

Now on this day came the plaintiffs and the defendant in his proper person and confessed Judgment in favor of the plaintiffs for the sum of three hundred and fifty dollars debt with interest thereon from the 14th day of May 1829. It is therefore considered by the Court that the plaintiffs do recover of the defendant the sum of three hundred and fifty dollars lawfull money with interest thereon at the rate of six per cent per annum from the 14th day of May 1829 until paid together with their cost and charges by them about their suit in this behalf expended & the said Edwards

August Term 1829. 3d May 1829.

Ezekiel Dukes }
vs } appeal
John Stoner }

On Motion the above cause is continued until the next term of the Court on the Defts affidavit

John Gale }
vs } Trespass vi et armis
Lewis B Thicholas & Wife

Now at this time came the plaintiff, by his Attorney and the defendants being three times solomly called came not but made default, and therefore it is considered that a Judgment go against the Defts thereupon came a Jury to inquire into the damages Jorrit Fielden, N. Wills, Joseph Kennedy Thurel York Jonathan Nisler George Turner, Zechariah Wade, Jas Robinson, Archibald South Charley Hill Charley L Givens, Wm York, & Franklin Fearing, Twelve good and lawful men who being elected tried and sworn, do say We of the Jury assess the plaintiffs damages at Twenty five dollars, Zechariah Wade Foreman It is therefore considered by the Court that the Pltf recover of the Defts the said sum of Twenty five dollars with interest thereon at the rate of six per cent per annum until paid together with their cost and charges by them here about his suit in this behalf expended, and the defendants in mercy &c.

August Term 1829. 3rd day 26

John Gale
vs } Ex. vi et armis
David Jones & wife

Now at this time came the parties by their attorneys, and the defendant by his attorney filed his plea of not guilty, which plea was joined by the plff and thereupon came a Jury, Jorrith, Aaron Bacon, James Rankin, James Kirkby, Thomas D. Heady, Robert S. Baily, John Night, Joshua Reeder, Jacob McMunn, Robt Grant, John Canaway, Francis M. Kinsey & David Harrison, twelve good and lawful men who being elected tried and sworn do say, We of the Jury find the defendant David guilty and assess the plaintiffs damages at the sum of one hundred dollars, James Rankin Foreman &c It is therefore considered by the Court, that the plff recover of the defendant the sum of one hundred dollars, with interest thereon at the rate of six per cent per annum until paid, together with his cost and charges by him about his suit in this behalf expended and the defendant in mercy &c

Thomas Adams
vs } Slander
Adam Moffett

Same
vs } False Imprisonment
The Same

The Same
vs } Malicious prosecution
The Same

The Jurors Viz. Court, The Ward each 2 days attendance

August Term 1829 3d day 26th

Margaret Whitsell
vs
Saml Whitsell } F. Divorce

Now On motion the above cause is dismissed at the pltffs cost, It is therefore considered by the Court that the defendant recover of the pltff, his cost and charges by him about his suit in this behalf expended and the pltff in mercy &c

Joseph Stewart
vs
Joseph Price } Tr. Co.

Same order as above, James Owen proved 5 days & Joseph Whitworth 4 days attendance as Witnesses in the above cause,

Thomas Adams
vs
Adam Moffett } Slander

On motion this cause is dismissed for want of security for cost, It is therefore considered by the Court that the defendant recover of the pltff his cost and charges by him about his defence in this behalf expended, and the pltff in mercy &c
James H Stone proved 4 days attendance as a witness in the above cause,

Thomas Adams
vs
Adam Moffett } False Imprisonment

Same order as above, Jas H Stone proved 4 days attendance as a Witness

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August Term 1829: 3rd Day 1829.

Thomas Adams
as
Adams Moffett } Malicious prosecution

Same order as above, Jas. H.

Stone proved 4 days attendance as a Witness

John Gale
as
David Jones & others } Appeal

On motion the above cause is dismissed at the defts cost. Now at this time came the parties by their attorneys and on motion of the plaintiff by his attorney the above appeal is dismissed at the Defendants cost It is therefore considered by the Court that the plaintiff recover of the defendants the sum of Twenty Dollars the amount of the judgment rendered by the Justice of the peace with interest thereon from the 2nd day of December 1827 at the rate of six per cent per annum until paid together with his cost and charges by him about his suit in this behalf expended and the Defendants in mercy &c

Taylor & Winterrowd Pltfs Atty
Franklin Fearing Defts Atty

On Motion the above cause is continued until the next Term of this Court

August Term 1829 3rd day 26th

William L Taylor
vs
Adam Moffett } Ejectment

On Motion the above cause is continued untill the next term of this Court with leave for the plaintiff to amend his declaration

Jesse L Welborn
vs
Lionel J Lankin } Appeal

Now at this time came the parties by their attornies and having joined issue their cause a Jury to wit, Aaron Bryan Francis J Mundy James Rankin John Vandever Joshua Mundy James Murphy David Dixon Thomas Peabody Jacob McMunn Rowlett Grant Robert Bailey & David Harrison lawful men who being elected, tried and Sworn to try the issue joined do say we of the Jury on our oath do find that that the South part one half of Lot No 14 and premises in the Town of Mt Vernon on the 15th day of September 1827 were in the lawfull and right of possession of the said L J McMeans and that the said L J Lankin on the 16th day of September 1828 did unlawfully with force and strong hand enter into possession of the said premises having had previous lawful peaceable

August Term 1829. 8th day 26th

and that he still continuing wrongfully to detain the possession from him the said J. G. Welborn. The Jury upon their oaths aforesaid find that the said J. G. Welborn ought to have restitution thereof without delay. James Rankin for pltf and the Defts move for a rule against the plaintiff James P. Finch [illegible] days &c to shew cause why a new trial should not be granted. rule to operate on tomorrow morning

W. P. Finch proved one days attendance in the

William L. Taylor
vs } S. & C.
Adam Moffett

On motion the above cause is continued untill the next term of this court with leave for the pltf to amend his declaration

Same
vs } S. & C.
Same

Same order as above

Same
vs } S. & C.
Same

Same order as above

August Term 3rd Day 26th 1829.

The Same
vs
The Same } D.C.

The same order as above

The Same
vs
The Same } D.C.

The same order as above

The Same
vs
The Same } D.C.

The same order as above

The Same
vs
Alexander Maclure } D.C.

The same order as above

Adam Moffett
vs
Adams, Dunn & Mcfadin } Ve Vi et armis

Now at this time came the parties by their attornies and the defendants by their attorney filed his demurrer to the plaintiffs declaration which was joined by the plaintiff and after argument the Court took until the next term of this Court to consider and on motion the above cause is continued until the next term of this Court.

August Term 1829 3d Day 26th

The State of Indiana
vs } &c.
Isaac James

Now on this day came the attorney prosecuting the pleas and says he will no further prosecute the above cause, It is therefore considered by the Court that the defendant be discharged and go hence without day &c

James Scott &c } &c.
vs
L James

Now at this time came the plaintiff by their attorney and the defendant being three times solemnly called came not but made default, It is therefore considered that Judgment go against the defendant

James Conglin } Slander
vs
John Summers

On Motion the above cause is continued until the next term of this Court

Wm Rogers } &c
vs
John C. McAfee

On Motion this cause is dismissed at the plaintiffs cost It is therefore considered by the Court that Def't recover of the pl'ff his cost and Charges

August Term 1829. 3rd day 26th.

by him about his defence in this behalf expended and the defendant in mercy &c

John A. Hall
vs
Wm Rogers
} Slander

Same order and judgment as above

Richard Danie
vs
O'Brian & O'Byrne Executors
} Ds. Ds.

On motion the above cause is continued until the next term of this Court with leave to amend declaration

Luke Wiley
vs
James Black
} Appeal

Now at this time came the parties by their attorneys and by consent this cause is continued until the next Term of this Court Each party to pay their own costs

Henry Jackson
vs
Daniel Patterson
} Replevin
} Dismissed at pltfs Cost

~~The same order as above~~

Obryan & Obyrne Exrs
vs
Black & Stewart
} Ejectment

Now at this time came the parties by their attorneys and by consent this cause is continued until the next Term. This cause

August Term 1829. 3d Day 26th

John Craddock }
vs } Trespass A & B.
Hugh Walker }

The above cause is continued until the next Term of this Court for an Alias writ

The State of Indiana }
vs } Larceny
Charles Hill }

Now at this time Came the attorney prosecuting the pleas and the defendant in his proper person and plead not guilty and thereupon Came a jury, to wit, Aaron Bacon, Hezekiah N. Mills, Thomas D. Dean, Robert S. Baily, Jonathan Nesler Elisha C. Gwinn, James Franklin Joshua Evans James Murphey, Henry Rivett, Joseph Kennedy and John Vandever twelve good and Lawful men who being elected tried and sworn to Try the Issue Traverse do say, we of the Jury find the defendant not guilty Aaron Bacon foreman

Whereupon it is Considered by the Court that the defendant be discharged and go hence without day &c

Daniel Patterson }
vs } F. & C.
Carl B. Jones } Damages on P[illegible]

August 1st Term 1829 3rd Day 26th

Adams Moffett
vs
Adams & McGladin } Replevin

Now at this time came the parties by their attorneys, and on motion of L. C. Walker Esqr Ordered that the defts have until tomorrow at one o'clock ~~tomorrow~~ to file their avowry

Winsford Miller
vs
James Williams } Slander

Now at this time came the parties by their attorneys and the defts filed their plea of not guilty and justification which was joined by the Plff. And thereupon came a Jury to wit. James Murphy, Joseph Kennedy Thomas E. Brady, John Knight, John Vanmeter Rowlett Grant Braiden N. Mills [illegible] S. Baily Joshua Reeder, Jacob McKinney John Walker and James Rankin twelve good and lawful men of this being elected tried and sworn to try the Issue joined do say on their oath of the Jury find for the plantiff and assess his damages one hundred sixty dollars James Rankin foreman

August Term 1829. 3d day 26th

Joseph C. Webb
vs } A. & B.
John Crouch

Now at this time came the parties by their attorneys and an affidavit of the Defts. counsel that the plaintiffs shew cause on the first day of the next Term why they should not be required to give security for costs of suit On motion the above cause is continued until the next Term of this Court

Adam Moffett
vs } Appeal
John Snider

This cause abates by reason of the death of the defendant and motion ordered that a scire facias do issue against the administrator to shew cause why a suit should not be revived against him

Stephen Beard & wife
vs } Slander
Isaac Pitts

An affidavit of the defendant ordered that the plaintiffs shew cause on the first day of the next Term of this Court, why he should not give security for costs of suit On motion the above cause is continued until the next term of this Court

August Term 1829 3d day 26th

Meeks Neal
vs
Thomas Dyer
} Appeal

This cause is continued until the next term of this Court on affidavits of the plaintiff

William Wills of Vanderburg County proves seven days attendance as a witness in the above cause

Nathan Colvin proves six days attendance

Frederick Benner
vs
Mary-ann Dixon
} Slander

On Motion this cause is dismissed at the defendants cost by consent of parties It is therefore considered by the Court the the plaintiff recover of the Defendant his cost and charges by him about his suit in this behalf expended and the Defft in Mercy &c

Dann Lynn admr
vs
Matthias Shull admr
} Trover

Now at this time came the plaintiff by his attorney and dismissed the above cause It is therefore considered by the Court that the Defendant recover of the plaintiff his cost and charges by him about his defence in this behalf expended and the plaintiff in mercy &c

August Term 1829. 3d day 26th

Elizabeth Warren
vs } of Divorce
Luther Warren

Now at this time came the Complainant by James Wattles her Counsel and it appearing to the satisfaction of the Court that the Deft is not an inhabitant of this State It is therefore Ordered by the Court that publication of the pendancy of this suit be made in some public newspaper printed in this State four weeks successively that unless the Deft appear here on the first day of the next term of this Court and answer the Complainants bill the Court will proceed to hear and determine the Cause in his absence

Wm Gott
vs } of Divorce
Barbary Gott

Now at this time came the Plff in his attorney and discontinued the above Cause It is therefore considered by the Court that the Deft recover of the Plff her Cost and Charges by her about her defence in this behalf expended and the Plff in mercy &c

August Term 1829. 3rd day. 26th

Adams
pr
Moffett
} Slanders

S & R Stone proved 4 days attendance in the above cause.

Hiram C Bradley
vs
John Stallings
} Appeal

Now at this time came the parties by their attorneys and submitted the above cause to the Court and after argument It is considered by the Court that the judgment of the Justice of the peace be affirmed and that the pl[illegible] of the Defendant the sum of Forty Dollars with from the 18th of November 1828 interest thereon at the rate of Six per cent per annum until paid, together with his cost and charges by him about his suit in this behalf expended and the Defendant in mercy &c

On motion of Genl W Johnston Esqr It is ordered by the Court that W & P Grow be appointed Guardian for William C & H Blount, aged about twelve years and Polly A & P Blount, aged about nine years old and that he enter into Bond with Aaron Burleson, and Elisha Ellis for his security (within twenty days) in the sum of Eight hundred Dollars conditioned for the faithful discharge of his office as Guardian of the said W C & H Blount, and Polly A & P Blount

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August Term 1829. 3rd day 26th

Heman Brown et alia
vs
William Owen et alias
Ejectment

On motion the above cause is continued until the next Term of this Court, with leave for the plffs to amend their declaration,

Joseph Webb
vs
John Crunk
Sci. fa. W.

That Co Given proved two days, and Abner Cully two days attendance as Witnesses in the above cause,

Robert Owen
vs
Jonathan Rogers
Waste

Thomas Dyer proved five days attendance as a Witness in the above cause

Ordered that Court adjourn until tomorrow morning 8 Oclock

J R E Goodlet

August Term 1829. 4th day 27th

Thursday August 27th 1829. Court met pursuant to adjournment Present same judges as yesterday -

Thomas Rudd
vs } Ejectment
Aaron Burlison & James McFadin

Now at this time came the parties by their attorneys and on affidavit of the Defft this cause is continued until the next term of this Court with leave to amend declaration and plea to be filed by the 15th day of Dec next.

Jesse Welborn
vs } Appeal
Lionel Larkin

On the Motion made on yesterday for a new trial after argument the Court overruled the motion

Winnyford Miller
vs } Slander
James Williams

On the Motion made on yesterday after argument the Court overruled the motion and on motion of the Plff by her attorny It is considered by the Court that the Plaintiff recover of the defendant the sum of one hundred and sixty dollars damages

August Term 1829. 4th Day 27

money the sum so as aforesaid assessed by the Jury with interest thereon at the rate of six per cent per annum untill paid together with her cost and charges by her about her suit in this behalf expended and the defendant in mercy &c.

Adam Moffett
vs } Ji vi et armis
Adam, Dunn, & McCadin

On motion this cause is continued untill the next term of this Court by Consent.

The same
vs } Replevin
Adam, Dunn, & McCadin
The same order as above

Taylor Hamilton & Co
vs } Ji Fa.
Hunt & Mills

Now at this time came the parties by their attornies and after argument on the motions which were continued at the last term of this Court) the Court overruled the motion to arrest the Judg! and sustained the motion to amend the declaration and on motion a new trial is granted, and the cause is continued untill the next term of this Court.

August Term 1829. 4th day 24.

George Stahly
vs } Appeal
William Taylor & Hamilton & Co.

Now at this time came the parties by their attorneys and on motion of the deft by their attorney ~~the judgment of the Justice of the peace in this cause is reversed & to~~ It is considered by the Court that the Judgment of the Justice of the peace herein be reversed and that the Defts recover of the Plff their Cost and charges by them about their defence in this behalf expended and the Plff in mercy &c.

James Walker
vs } Recepit
Thomas Ward

On motion this cause is continued until the next term of this Court.

Thomas & Judd
vs } T.C.
Abraham Miller

Now at this time came the parties by their attornies and the Deft plead the general issue which was joined by the plaintiff, and there came a Jury to wit, James Rankin Robert L Bailey Joseph Kennedy, Rowlett Grant, Thomas L Beady James Murphy Francis A. Murray Jacob McGlynn Sheldon Hill Isaiah Harrison Jonathan Foster and

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August Term 1829. 4th day 27.

Joshua Reder twelve good and lawfull men who being elected tried and sworn to try the issue joined do say we of the Jury find the defendant not guilty James Rankin former Whereupon the plt by his attorney move for a new trial.

Adam Moffett
vs } Replevin
Adam McGadin

D R Jacobs proved 3 days attendance in this case

Same
vs } Trespass vi et armis
Adams Father

D R Jacobs proved 3 days attendance in this case

Thomas Adams
vs
Adam Moffett

D R Jacobs proved 3 days attendance

Lionel J Larkin
vs } Replevin
Jesse G Welborn

Now at this time came the parties by their attornies and the issue being made up there came a Jury to wit James Rankin, Aaron Bacon, John Walker, Luke Aldrich, George Hurst, David Harrison, Moses Robertson, Francis [illegible] Hurney, Samuel Patterson, Aaron Burbison, Hill and Samuel Row twelve good and

August Term 1829. 4th day 27th

lawfull men who being elected tried and sworn to try the issue joined do say we of the jury find the articles destrained by Jesse B Welborn as the property of Lionel J Larkin to wit 8 Beds & bedding & bedsteads, 1 pr Tables, 2 Large Looking Glasses and three sets Windsor Chairs ware subject to destrep for one years rent of part of lot No 14 and premises in the Town of Mt Vernon Posey County to wit, the sum of one hundred dollars and the aforesaid several articles destrained and replevied as in the destrep and repleven mentioned shall be returned to the said Jesse B Welborn and that the said defendant Welborn is not guilty of unlawfully destraining the said articles as charged in said plffs Larkins declaration

And the plaintiff, by Aaron Bacon his attorney moved for a rule against the defendant to shew cause why a new trial should not be granted

The Grand Jury came into Court and returned the following Indictments to wit

The State of Indiana
vs } Ind[t] Perjury
Henry Shlater

The Same
vs } Ind[t] Larceny
Noah Warder

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August Term 1829. 27th day.

The State of Indiana
vs
Middleton McKinny } Ind.t A & B

The Same
vs
Hugh Waker } Ind.t A & B

The Same
vs
John S McGongel } Ind.t A & B

The Same
vs
Daniel R Jacobs } Ind.t Usurpation

And having no further business to transact are discharged and the above causes continued with an order that the bond of the recognizance shall be $25 in case of Perjury & Larceny & $50 in the other cases

Wineford Miller
vs
James Williams } Slander

Sam.l S Black proved 3 days John Clark 6 days Tilman Clark 5 days as witnesses in the above cause

The Same
vs
Elizabeth Williams } Slander

Samuel S Black proved 3 days John Clark 6 days & Tilman Clark 5 days attendance as Witnesses in this cause

August Term 1829. 4th day 27th

The Same
vs
Nancy Williams } Slander
Samuel G Black proved 3 days John Clark 6 days & Filman Clark 6 days attendance as witnesses in this Cause

William Phigaepal
vs } Ft
Maria Fretageat
On Motion of the plff by his attorny this Cause is continued until the next term of this Court

The Same
vs } Trespass
Wm Maclure et al
Same order as above

The Same
vs } Replevin
William Maclure
Same order as above

Same
vs } Replevin
Marie Stratogeot
Same order as above

Obrians & Oburns Ex
vs } vs. C.
James Conlin
By consent this cause is continued to the next Term of the Court & Hamilton & George Hackman for

August Term 1829. 27th day

-whose decision shall be final and that it is made a rule of this Court and that they report their decision at the next Term of this Court

Aaron Burlison
&c
L. J. Larkin } Chancery

Now at this time came the plaintiff by his attorney and dismissed this cause it is therefore considered by the Court that the defendant recover of the plaintiff his costs and charges by him about his suit in this behalf expended and that the plaintiff be in mercy &c.

Now on this day came John Hamilton George Hershman & Reed Hornaday Trustees for the School Section in Township No 7 South of Range No 14 West in St. Francis County filed their Bond which was approved of by the Court and they were thereupon qualified into office

Moffett & Shanklin
vs &c.
Isaac Baker

Parties appeared by their attorneys and by consent this cause is left to the award and determination of Aaron Bacon Francis A Hunter & James Conklin whose award shall be final and is made a rule of

August Term 1842 & 4th day 27th

This Court with leave to report at the present or next term of this Court

L J Larkin
vs } Replevin
Jesse G Welborn

J A Herman, L Keeland & J B Finch each proved 4 days attendance as Witness in this Cause

J G Welborn
vs } appeal
L J Larkin

L Keeland & Nelson Nettleton each proved 1 days attendance

Ordered that Court adjourn until tomorrow morning 8 O'clock

J R D Gordon

August Term 1829. 5th day 28th

Friday August 28th 1829 - Court met persuant to adjournment Present same Judges as yesterday

Richard Barter
vs
Charles Vandever } appeal

Now at this time came the parties by their attornies, and on the affidavit of the defft this cause is continued until the next term of this Court

Adam Moffett
vs
Thomas Adams et als } Trespass

On motion the plff by his atty leave is granted to amend the declaration

Adam Moffett
vs
Adams & Mc Jadin } Replevin

Now at this time came the parties by their attornies and by consent the Order made on yesterday to continue the above cause is vacated

Thomas C Judd
vs
Abraham Miller } Tk

On the Motion for a new trial after argument the Court overrules the Motion and the plff by his atty

August Term 1839 5th day 28th

moved to arrest the Judgment which motion was also overruled by the Court and on motion It is Considered by the Court that the defendant recover of the plaintiff his Cost and Charges by him about his defence in this behalf expended and the plaintiff in mercy &c.

Winefred Miller vs James Williams } Slander

Now at this time Came the parties by their attornies and the plff remitted fifty dollars of the Judgment heretofore

A B Sheriff Cuff proved 6 days attendance

The same vs Nancy Williams } Slander

Now at this time Came the parties by their attornies and by Consent this Cause is dismissed at the Defts Cost It is therefore Considered by the Court that the Plff recover of the deft her cost and Charges by her about her suit in this behalf expended and the defendant in mercy &c

A B Sheriff Cuff proved 6 days attendance

August Term 1829. 5th Day 28th

The Same
vs
Elizabeth Williams } Slander
Same order & Judgment as above
& B & Neff proved 6 days attendance

John Summers & Wife
vs
James Williams } Slander
Same Judgment and order as above
& B & Neff proved 6 days

The Same
vs
Nancy Williams } Slander
Same Judgt & order as above
& B & Neff proved 6 days

John Summers
vs
Elizabeth Williams } Slander
Same Judgt and order as above
& B & Neff proved 6 days attendance

John Vandever
vs
Adam Moffett } appeal
Now at this time came the parties by their attorney and the deft by his attorney demurred to the pltfs Declaration which was overruled by the Court and on motion

August Term 1829. 5th day 28th

there came a Jury to wit, Aaron Bacon James Rankin, Thomas L Heady, Robert S Bailey, Shubel York, Jonathan Keller Rowlett Grant, Joseph Kennedy, David Harrison, Sheldon & Mills, James Murphy and Jacob McMunn twelve good and lawfull men who being elected tried and sworn to try the issue Joined do say We of the Jury find for the Pltff eight Dollars Seventy cents

James Rankin foreman

And the defendant moved for a new trial, and after argument the Court overruled the Motion And on Motion It is Considered by the Court that the plaintiff recover of the defendant the sum of eight dollars Seventy cents lawfull money with interest thereon at the rate of six percent per annum until paid together with his cost and Charges by him about his Suit in this behalf expended and the Defft in mercy &c

John Larson & Felix Mills each 2 days attendance -

Isaac Baker
vs } Trespass A&B.
Thomas Peal

On Motion this Cause is continued untill the next term of this Court

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August Term 1829. 5th day 28th

William Maclure
vs
William Phiquepal
} Repleven

On motion this cause is dismissed at the plaintiffs cost. It is therefore considered by the Court that the defendant recover of the plff his cost and charges by him about his defence in this behalf expended and the plff in mercy &c

The same
vs
The same
} T. C.

Same judgment as above

Adam Moffett
vs
Adams & McFadin
} Repl

On motion this cause is dismissed.
Now on this day came the plff by his attorney and the defendants being three times solemnly called came not but made default It is therefore considered by the Court that the plff recover of the Defendants six cents damage together with his cost and charges by him about his suit in this behalf expended and the Defts in mercy &c

August Term 1829. 5th day 28th

Wm Aldridge
vs } F. A. & B.
Wm Barter }

Now on this day Came the parties by their Attornies and the Defd plead the general issue and Justification which was Joined by the plaintiff and on motion there came a Jury to wit David Dixon Robert Bailey Sealdon N Mills, Ruben York Joshua Reader David Garrison James Rankin John Vandever Rowland Grant, Jacob Mc Munn, Jonathan Nesler, & George Turner twelve good and lawfull men who being elected tried & sworn do say we of the Jury find the Defd guilty and assess for the plff and assess his damage fifty cents

James Rankin foreman

And on motion it is considered by the court that the plaintiff recover of the Defendant fifty cents with interest thereon at the rate of six per cent per annum until paid together with his cost and charges by him about his suit in this behalf expended and the defendant in mercy &c Rule [illegible]

Ordered that in cases of attachment for contempt $1 00 shall be the amount of the Recognizance

August Term 1829. 5th day 28

Alldridge
vs } Dft
Barter

Chas Braddy, Thos. Ward, John Alldridge, Elijah Moran & Martha Moran & Riley McCading each pfft proved 2 days attendance as witness in this cause

Hill
vs
Slater et als } Joseph Black 3 days

Same
vs } Joseph Black proved 2 days
Same

Thomas C Judd
vs } Dft
Abraham Richardson

On Motion this cause is dismissed at the pltffs cost by consent with an agreement that the Dft pay the pltff fees

L D Severs
vs } Dft.
Thomas C Judd

Now at this time came the parties by their attornies and the Dft tried the Issue and payment which was joined for the pltff and there came a jury to wit James Hunt

August Term 1829. 8th day 28. T.

John Walker Joseph Kennedy, Thomas Steady, Wm Duckworth, Roby McGadin George Turner, Joseph Spalding, John Dunn, David Harrison, Jacob McMinn & Isaac Welborn twelve good and lawfull men who being elected tried and sworn to try the issue joined ~~to say the of the~~ and the plaintiff then dismissed the above cause It is therefore considered by the Court that the Defts recover of the plff his cost and Charges by them ~~and~~ about their suit in this ~~this~~ Defence in this behalf expended and the plff in mercy &c -

Dunn & McGadin vs. } In Chancery
Adams & Moffett }

On motion this cause is continued until the next term of this Court with leve to take depositions generally

Ordered by the Court that James Robb Samuel Stuart and John Walker each be allowed two Dollars for their services as commissioners in carrying to James H Wiggins certain Land belong to the estate of Stroud &c

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August Term 1829. 5th Class 28th

Wm M Patterson
vs } Slander
Bob Downen }

On affidavit of the Defft ordered that the Plff shew cause on the first day of the next term of this Court why he should not give security for cost and on motion the above cause is continued untill the next term of this Court.

Ordered that Court adjourn untill ~~the next term of this Court~~ tomorrow Morning 8 o Clock

J R Goodlett

August Term 1829. 6th day 2d Ct

Saturday August 29th 1829 Court met pursuant to adjournment Present same Judges as yesterday

Wm M Patterson
vs
Wm Barter } Slander

On Motion this cause is continued until the next Term of this Court on the affidavit of the Defendant

Now on this day Thomas Rivers and Aaron Bacon two of the Commissioners appointed to sell the real estate of John Waggoner dec'd came into Court and filed receipts for money paid out by them as Commissioners which was admitted by the Court to the amount of one hundred and ninety seven Dollars 197 00/100 and also an account for their services of four Dollars each which was allowed by the Court and also ~~and~~ John Dunbar the other Commissioners allowed two Dollars

John Scarborough
vs
Rebeckah Scarborough } Sc. Fa.

On Motion this Cause is Continued until the next Term of this Court

August Term 1829. 6th day 29th

Jacob Varner
vs
Saml G Minard } Slander

Now at this time came the parties by their attornies and on the affidavit of the Deft ordered that the plff Shew cause on the first day of the next term of this Court why he should not give Security for cost and on motion the above cause is Continued untill the next term of this Court

O'Brian & O'Byrne Executors
vs
Jefferson Dunn } Trespass

On motion this cause is Continued untill the next term of this Court

James Edwards
vs
Thomas M Stephens } Appeal

On Motion the above cause is Continued untill the next term of this Court

James Scott & Co
vs
L James } Jl.

Now at this time came the plff by their attorney and on motion their cause a Jury to Sit

August Term 1829. 6th day 2nd

James Murph Joseph Kennedy Thomas
D Ready Jonathan Foster James Bar
tin John Knight John Vandoren
Stybal York Rowlett Grant Robert
D Bailey David Dixon & George
Turner twelve good and lawfull
men who being elected tried and
sworn to enquire into the damage
do say we of the jury find for the
plaintiff Seventy three Dollars and
forty cents in damage

James Rankin Foreman

And on Motion it is considered by
the Court that the plff recover of
the Defendant the Sum of Seventy
two Dollars and forty cents in lawfull
money with interest thereon at the
rate of Six per cent per annum
until paid together with their Cost
and Charges by them about their
suit in this behalf expended and
the Defendant in mercy &c.

Ebenezer Cooper,
vs
Job Fillet } Appeal

On Motion this cause is continued
until the next Term of this Court

Abraham Miller
vs
Thomas D Judd } Appeal

James Cooper [illegible]

August Term 1829. 6th day 29th

Varner
vs } Slander
Minard

John Braddy, Mrs Price & David Gaining each proved three days attendance in this cause

Luke Wiley
vs } Appeal
James Black
John Braddy & wife each one Day

Charles Stewart vs Covenant for Settlement
vs } &c.
Chas Martin, Robert Calvert

Now at this time came the parties by their attornies and the Defts having filed their several pleas which was joined by the plaintiff and on motion there came a Jury to wit James Francis Wm Moore, Robert Stephens, David Garrison, Jacob Benthal, Joshua Reader, Andrew Burbison, Wm Eldridge Israel Chamberlin, Isaac Welborn Moses Robinson and Henry Jackson twelve good and lawfull men who being elected tried and sworn to try the issue joined ~~to say~~ returned in Court with the following Verdict to wit, We of the Jury find for the plaintiff Sixty eight Dollars Isaac Welborn

August Term 6th day 29th 1829.

and on motion of the defts Counsel the Jury being polled and one of them dessenting, It is Considered by the Court that the above cause be continued untill the next term of this Court and the Jury be discharged

Neal
vs
Dyer
S. G. Minard proved 8 days attendance

Wiley
vs
Black
S. G. Minard proved 8 days

Taylor & Armstrong &c
vs
Franklin Fearing
On motion of the pltfs by their attorneys leave is granted for deponents to go to take depositions &c generally

On the application of Robert Kirman and it appearing to the satisfaction of the Court that sufficient notice of this application has been given to all the heirs of the dec'd Alx Kirman Dec'd It is therefore ordered that William E Stewart be appointed to convey to the said Robt Kirman fifty acres of Land in pursuance of the Bond given by the

August Term 1829. 6th day 2nd

case made and provided and according to a bond this day filed by the said Robert Simon in the Clerks office and repost to the next term of this Court —

Severs vs Judd } J. B. Finch proved 2 days

Patterson vs Barker } J. B. Finch proved 2 days

Moffett & Shanklin vs Isaac Baker } J. B. Finch proved 4 days

Wm. H. Finch vs Sarah Finch } P. D.

On Motion this cause is continued until the next term of this Court

John Alexander vs Nancy Alexander } P. Dwares

Same order as above

Dunn & McFadin vs Adams & Moffett } In Chancery

August Term 1829 6th day 29th

Rudd
vs
Burlison & McFadin } Debt

On Motion leave is granted to take depositions generally

Winnyford Miller
vs
James Williams } 3
David Dixon proved 6 days attendance as a witness

Stewart
vs
Martin & Calvert } Fi. Fa.

Wade proved 3 days in Vandeburgh and 9 days here, Benjamin Woodside Patterick Calvert and James Calvert each proved 6 days attendance from Vandeburg & Co and Hiram Green 3 days from Vandeburgh

Now at this time James Conlin Admr of the estate of John Findman Dec'd filed in Court an Inventory of the sale of the real estate of the said Dec'd which was approved of by the Court

Ordered that all causes pending at this term of the Court and not otherwise disposed of be continued to the next term of this Court

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August Term 1829. 6th day 29th

Jesse G Welborn
vs
Lionel J Gaskin } Appeal

Now at this time came the parties by their attornies and on motion of the plaintiff by his attorney It is considered by the Court that the South part or half of lot No. 14 and premises in the town of Mt Vernon on the 15th day of Sept. 1827. were in the lawfull and rightfull possession of the said Jesse G Welborn and that the said L. J. Gaskin on the 16th day of Sept. 1828. did unlawfully and with strong hands retain possession of the said premises having had previous by lawful possession and still continues wrongfully to detain the possession from him the said Jesse G Welborn and that the said Jesse G Welborn shall have his writ of possession immediately to compell the said Lionel J Gaskin to give up the possession thereof — and that the plaintiff recover of the defendant his Costs and Charges by him about his suit in this behalf expended and the Deft in mercy The Deft by his attorney filed their bill of exception to the opinion of the Court in this Cause which is signed by the Court and ordered to be made a part of the record

August Term 1829. 6th day. 29th.

Lionel S Sartain
vs
Jose Ma Restrevia
Jose M Welborn

Now at this time came the parties by their attornies and on the motion for a new trial after argument the Court overruled the motion to which opinion of the Court the plff by his attorney filed his bill of exceptions to the opinion of the Court herein which is signed by the Court and made a part of the record and on motion of the plff by his attorney it is considered by the Court that the plaintiff recover of the defendant the sum of one hundred dollars lawful money with interest thereon at the rate of six per cent per annum until paid and the aforesaid several articles detained and withheld as in the declaration and petition mentioned be returned to the said Jose M Welborn together with his cost and charges by him about his suit in this behalf expended and the plff in mercy &c.

Ordered that all causes pending at the present term of this Court and not otherwise disposed of be continued until the next term of this Court

August Term 1829. 6th. day 29th.

Now on this day James Brake Clerk of this Court resigned his office as Clerk

Ordered that William E Stewart be appointed Clerk Pro tem of this Court until there shall be one elected and qualified into office who thereupon entered into bond in the sum of two thousand five hundred dollars with James Black and Aaron Bacon his securities for the faithful discharge of the duties of his office which was approved of by the Court and also took an oath to support the Constitution of the United States and the Constitution of the State of Indiana the oath against dueling and the oath of office

Larkin
vs
Wilborn } Replevin

Middleton & McKinny proved 5 days attendance

Judd
vs
Miller } Isaac Williams proved 1 day

Ordered that Court adjourn until Court in course

J B Woodcock

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